

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
OCTOBER 16, 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: Marc Jacalone, District 3, Chair
 James E. Bryant, District 5, Vice Chair
 Nicholas Meiszer, District 1
 John Reardon, District 2
 Mary Kohnke, District 4
 Ben W. Adams, Jr., County Administrator
 Isabelle Lopez, Assistant County Attorney
 Lenora Newsome, Deputy Clerk

Also present: Cheryl Strickland, Clerk of Courts; Allen MacDonald, Finance Director

(10/16/01 - 1 - 9:02 a.m.)

The meeting was called to order by Chair Jacalone.

(10/16/01 - 1 - 9:02 a.m.)

The Invocation was given by Reardon. The Pledge of Allegiance was led by Bryant.

(10/16/01 - 1 - 9:04 a.m.)

ROLL CALL

The roll was called by the Deputy Clerk.

(10/16/01 - 1 - 9:04 a.m.)

PUBLIC COMMENT

Doug Laidlaw, 120 Stokes Landing Road, spoke on comments made by Kohnke at last week's Economic Development Committee Meeting, in which she is the liaison.

(9:07 a.m.) Louise Thrower, 288 Orange Avenue, spoke on FDOT Planning disaster regarding Shands Bridge, beach renourishment, and spoke on Kevin Feldt leaving the County as an employee.

(10/16/01 - 1 - 9:13 a.m.)

DELETIONS TO CONSENT AGENDA

There were no deletions to the Consent Agenda.

(10/16/01 - 1 - 9:14 a.m.)

APPROVAL OF CONSENT AGENDA

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

1. Approval of the Cash Requirement Report
2. Motion directing the County Administrator, or his designee, to enter into a contract with

F.G.I., Inc. under Bid No. 01-85, Construction of CR 208 Triple Culvert Replacement (*See Attachment A*)

3. Motion directing the County Administrator, or his designee, to negotiate with and enter into a contract with the No. 1 ranked firm, Environmental Consulting & Technology, Inc. under RFP 02-02 (Professional Services-Design and Implementation of a Mitigation Plan), or if an agreement cannot be reached with No. 1 ranked firm, authorization is requested to terminate negotiations and begin negotiations with the No. 2 ranked firm, and continue until an agreement is reached (*See Attachment B*)
4. Motion directing the County Administrator, or his designee, to purchase one new 950G Caterpillar Wheel Loader on State Contract #760-480-202 from Ring Power Corporation for the Road & Bridge Department
5. Motion directing the County Administrator, or his designee, to purchase one new XL3100 Gradall Hydraulic Excavator on State Contract #760-001-99-1 from Ring Power Corporation for the Road & Bridge Department
6. Motion to adopt **Resolution No. 2001-199**, amending the Amphitheater Budget due to unanticipated revenue

RESOLUTION NO. 2001-199

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AMENDING THE FISCAL YEAR 2002 ST. AUGUSTINE AMPHITHEATER ENTERPRISE FUND BUDGET TO RECEIVE UNANTICIPATED REVENUE AND AUTHORIZE ITS EXPENDITURE BY THE ST. AUGUSTINE AMPHITHEATER FOR CULTURAL PRESENTATIONS

7. Proofs:
 - a. Proof, Notice to Bidders, Bid No. 02-12.
 - b. Proof, Public Notice, Redistricting of Board of County Commissioners of St. Johns County/St. Johns County School Districts, September 12, 2001.
 - c. Proof, Public Notice, Redistricting of Board of County Commissioners of St. Johns County/St. Johns County School Districts, September 12, 2001.
 - d. Proof, Public Notice, Redistricting of Board of County Commissioners of St. Johns County/St. Johns County School Districts, September 12, 2001.
 - e. Proof, Public Notice, Redistricting of Board of County Commissioners of St. Johns County/St. Johns County School Districts, September 12, 2001.
 - f. Proof, Public Notice, Redistricting of Board of County Commissioners of St. Johns County/St. Johns County School Districts, September 12, 2001.
 - g. Proof, Redistricting of Board of County Commissioners of St. Johns County/St. Johns County School Districts, July 9, 12, 16, 19, 23, 30, August 2, & 9, 2001.
 - h. Proof, Redistricting of Board of County Commissioners of St. Johns County/St. Johns County School Districts, June 28, July 9, 12, 16, 19, 23, 30, August 2, & 9, 2001.
 - i. Proof, Redistricting of Board of County Commissioners of St. Johns County/St. Johns County School Districts, July 16, 19, 23, 30, August 2, & 9, 2001.
 - j. Proof, Redistricting of Board of County Commissioners of St. Johns County/St. Johns County School Districts, June 28, July 9, 12, 16, 19, 23, 30, August 2, & 9, 2001.
 - k. Proof, Redistricting of Board of County Commissioners of St. Johns County/St. Johns County School Districts, July 9, 12, 16, 19, 23, 30, August 2, & 9, 2001.
 - l. Proof, Redistricting of Board of County Commissioners of St. Johns County/St. Johns County School Districts, July 16, 19, 23, 30, August 2, & 9, 2001.

(10/16/01 - 3 - 9:14 a.m.)

ADDITIONS/DELETIONS TO REGULAR AGENDA

Reardon requested to add item A - Discussion of Palencia Access. Adams requested to pull item 6 to be continued to November 6, 2001 at 9:00 a.m., by Staff request.

(10/16/01 - 3 - 9:16 a.m.)

APPROVAL OF REGULAR AGENDA

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

(10/16/01 - 3 - 9:16 a.m.)

SHERIFF PERRY SECURITY UPDATE

Sheriff Neil Perry spoke on security update and explained everything they have done to beef up security. He mentioned by next week they will have ID stickers for employees' vehicles, and new mail procedures. Perry spoke on long range security for the complex. Jacalone congratulated Sheriff Perry on being selected as Chair of the Task Force developed by the Governor, regarding preparedness for Florida against terrorist acts. Discussion followed on how long the security measures would last, letters on bank scams from a foreign country, the handouts regarding suspicious mail, strong words of caution for Halloween on parents regulating kids trick or treating, changing the stop sign to a yield sign at the west end of the road behind the complex, and the extra cost that may occur for security measures, and on keeping the Board aware of it as soon as possible. Ray Ashton mentioned that the State Director of Emergency Management will have a briefing later this month for Emergency Management Personnel in Tallahassee, money involved for security measures and tracking the costs for possible reimbursement from the State.

(10/16/01 - 3 - 9:41 a.m.)

A. PALENCIA ACCESS

Adams reviewed this item, using visual display, on the Palencia Access into the development. Discussion followed on detour signs, and if there is a problem accessing the road, who they should call.

Adams stated that he would try to place the Sarenada Beach Public Access discussion on the agenda within the next couple of weeks.

(9:49 a.m.) Dante Salamone, 5225 Datil Pepper Road, spoke on the Shannon Road detour.

(10/16/01 - 3 - 9:52 a.m.)

1. CONSIDER A REQUEST THAT THE 2001 TAX ROLL BE EXTENDED PRIOR TO THE COMPLETION AND ADJUSTMENT OF THE PROPERTY VALUE ADJUSTMENT BOARD PARCELS REFERENCED IN FLORIDA STATUTE 197.323

Dennis Hollingsworth, Tax Collector, spoke on this item, asking the Board to allow the extension of the tax roll and explained. He requested when the VAB meets next year to set the scheduling, to coordinate dates with the Tax Collector so that the certified tax rolls would be ready. **Motion by Reardon, seconded by Kohnke, carried 5/0, to approve an Extension of the 2001 Tax Roll prior to the Completion and Adjustment of the Property Value Adjustment Board Parcels referenced in Florida Statutes 197.323.**

(10/16/01 - 3 - 9:56 a.m.)

2. PUBLIC HEARING - CONSIDER A RESOLUTION OF THE BOARD OF COUNTY

COMMISSIONERS ESTABLISHING AND FIXING THE BOUNDARIES OF THE FIVE COUNTY COMMISSIONERS' DISTRICTS IN ST. JOHNS COUNTY

Lopez reviewed this item and stated that she was satisfied with the resolution. Discussion followed on State Statutes and redistricting. **Motion by Meiszer, seconded by Reardon, carried 4/1 with Kohnke opposing, to adopt Resolution No. 2001-200 establishing and fixing the boundaries of the five County Commissioners Districts in St. Johns County, Florida and repeals Resolution 91-181.**

RESOLUTION NO. 2001-200

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ESTABLISHING AND FIXING THE BOUNDARIES OF THE FIVE COUNTY COMMISSIONERS' DISTRICTS IN ST. JOHNS COUNTY, FLORIDA. THIS RESOLUTION ALSO REPEALS RESOLUTION NO. 91-181

District 1

Beginning at the intersection of the northern boundary of St. Johns County and the eastern shoreline of the Intracoastal Waterway, also known as the Tolomato River; thence westerly, southerly, and westerly along the St. Johns County line; thence northerly along the county line to the point where the same line intersects Durbin Creek; thence west along the south bank of Durbin Creek, which is also the county line to Julington Creek; thence westerly along Julington Creek to the mouth of said creek; thence due west to the west margin of the main channel of the St. Johns River and the boundary line with Clay County; thence southerly along the main channel of the St. Johns River to the point where it intersects the centerline of the Shands Bridge and State Road 16; thence easterly along the centerline of State Road 16 to the point where it intersects the centerline of State Road 13 North; thence easterly and southerly along the centerline of State Road 13 North to the point where it intersects the centerline of State Road 16; thence easterly and southerly along the centerline of State Road 16 to the point where it intersects the centerline of International Golf Pkwy.; thence easterly and northerly along the centerline of International Golf Pkwy. to the point where it intersects the centerline of U.S. Highway 1 North; thence southerly along the centerline of U.S. Highway 1 North to the point where it intersects the centerline of Ponce Island Dr.; thence easterly along the centerline of Ponce Island Dr. to the point where it intersects Robinson Creek; thence easterly, northerly and easterly along the centerline of Robinson Creek to the point where an extension of the centerline of Robinson Creek intersects the centerline of the Intracoastal Waterway; thence northerly along the centerline of the Intracoastal Waterway to the point where it intersects the centerline of Palm Valley Road; thence easterly and northerly along the centerline of Palm Valley Road to the point where it intersects the centerline of Landrum Lane; thence westerly, southerly and westerly, along the centerline of Landrum Lane and its westerly extension to the point where it intersects the eastern shoreline of the Intracoastal Waterway; thence northerly, along the eastern shoreline of the Intracoastal Waterway to the point of beginning.

District 2

Beginning at the intersection of the centerline of U.S. Highway 1 North with the centerline of International Golf Pkwy; thence westerly and southerly along the centerline of International Golf Pkwy to the point where it intersects the centerline of State Road 16; thence northerly and westerly along the centerline of State Road 16 to the point where it intersects the centerline of State Road 13 North; thence northerly and westerly along the centerline of State Road 13 North to the point where it meets the centerline of State Road 16; thence westerly along the centerline of State Road 16 and the Shands Bridge where it intersects the west margin of the main channel of the St. Johns River and the boundary line with Clay County; thence southerly along the main channel of the St. Johns River, also

known as the county line between St. Johns County and Clay and Putnam Counties, to the point due west of the mouth of Deep Creek, thence due east to the mouth of Deep Creek; thence southeasterly along the center of Deep Creek to a point where it intersects the range line between Ranges 27 and 28 East also known as the St. Johns County Line shared with Putnam County; thence south along the county line shared with Putnam County and east along the county line shared with Flagler County to the point where said line intersects the centerline of Amos Ave.; thence northerly along the centerline of Amos Ave., to its intersection with the centerline of Ashley Street; thence continue in a northerly direction, along the range line between Ranges 28 and 29 East to its intersection with a north-south dirt logging road at County Road 13 South; thence continue northerly, along said north-south dirt logging road (which approximates the aforementioned range line) to its intersection with County Road 305 at State Road 206; thence northerly, along the centerline of County Road 305 to a point where it intersects the centerline of State Road 207; thence northeasterly along the centerline of State Road 207 to a point where it intersects the centerline of Interstate 95, thence northerly along the centerline of Interstate 95 to the point where it intersects the railroad tracks of the Florida East Coast Railway; thence northeasterly, along the railroad tracks, to the point where the railroad tracks intersect the centerline of South Holmes Blvd.; thence southerly along the centerline of South Holmes Blvd. to the point where it intersects the centerline of State Road 207; thence northeasterly along the centerline of State Road 207 to the point where it intersects the centerline of South Ponce de Leon Blvd.; thence southerly along the centerline of South Ponce de Leon Blvd. to the point where it intersects the centerline of Iroquois Ave.; thence easterly along the centerline of Iroquois Ave. and its easterly extension to the point where it intersects the centerline of the San Sebastian River; thence northerly along the centerline of the San Sebastian River to the point where it intersects State Road 16; thence easterly along the centerline of State Road 16 to the point where it intersects the centerline of North Ponce de Leon Blvd.; thence northerly along the centerline of North Ponce de Leon Blvd., which becomes U.S. Highway 1; thence northerly along the centerline of U.S. Highway 1 to the point of beginning.

District 3

Beginning at the intersection of the centerline of the San Sebastian River with the eastern extension of the centerline Iroquois Ave.; thence westerly along the centerline of Iroquois Ave. to a point where it intersects the centerline of South Ponce de Leon Blvd.; thence northerly along the centerline of South Ponce de Leon Blvd. to the point where it intersects the centerline of State Road 207; thence southerly and westerly along the centerline of State Road 207 to a point where it intersects South Holmes Blvd.; thence northerly along the centerline of South Holmes Blvd. to the point where it intersects the railroad tracks of the Florida East Coast Railway; thence southwestly along the railroad tracks to the point where they intersect the centerline of Interstate 95; thence southerly along the centerline of Interstate 95 to the point where it intersects the centerline of State Road 207; thence southerly and westerly along the centerline of State Road 207 to the point where it intersects the centerline of County Road 305; thence southerly along the centerline of County Road 305 to its intersection with a north-south dirt logging road at State Road 206; thence southerly, along said north-south dirt logging road (which approximates the range line between Ranges 28 and 29 East) to its intersection with said Range line at County Road 13 South; thence continue southerly, along said range line to its intersection with the centerline of Amos Avenue at Ashley Street; thence southerly, along the centerline of Amos Ave., to the point where it intersects the county line separating St. Johns and Flagler Counties; thence easterly and northerly along the county line to the point where it intersects the center of Pellicer Creek; thence easterly along Pellicer Creek to the township lines between Townships 9 and 10, which is also the county line between St. Johns and Flagler County; thence easterly along the county line to the shoreline of the Atlantic Ocean; thence northerly along the shoreline of the Atlantic Ocean to the point where it intersects the easterly extension of the northerly line of Treasure Beach Subdivision (said northerly line also being the northerly line of U.S. Census Blocks 2016, 2017, and 2998); thence westerly, along said northerly line of Treasure Beach Subdivision and its easterly

and westerly extensions to its intersection with the centerline of the Matanzas River; thence northerly along the centerline of the Matanzas River to the point where it intersects the centerline of the San Sebastian River; thence northerly and westerly along the centerline of the San Sebastian River to the point of beginning.

District 4

Beginning at the intersection of the shores of the Atlantic Ocean with the north line of Section 15, Township 3 South, Range 29 East; said north line of Section 15 being also the northerly boundary of St. Johns County; thence westerly along the boundary between St. Johns and Duval Counties to the eastern shoreline of the Intracoastal Waterway, also known as the Tolomato River; thence southerly along the eastern shoreline of the Intracoastal Waterway to the point where it intersects a westerly extension of Landrum Lane; thence easterly, northerly, and easterly along the centerline of Landrum Lane to the point where it intersects Palm Valley Road; thence southerly along the centerline of Palm Valley Road to the point where it intersects the centerline of Mickler Road; thence northerly and easterly along the centerline of Mickler Road to the point where it intersects State Road A1A North; thence continue easterly along the centerline of Ponte Vedra Blvd. to the point where an extension of the line meets the shoreline of the Atlantic Ocean, thence northerly along the shoreline of the Atlantic Ocean to the point of beginning.

District 5

Beginning at the intersection of the shores of the Atlantic Ocean with the eastern extension of Ponte Vedra Blvd.; thence westerly along the centerline of Ponte Vedra Blvd. to the point where it intersects State Road A1A North; thence westerly and southerly along the centerline of Mickler Road to the point where it intersects the centerline of Palm Valley Road; thence southerly and westerly along the centerline of Palm Valley Road to the point where it intersects the centerline of the Intracoastal Waterway; thence southerly along the centerline of the Intracoastal Waterway to the point where it meets an easterly extension of the centerline of Robinson Creek; thence westerly, southerly and westerly along the centerline of Robinson Creek to the point where the centerline is intersected by the centerline of Ponce Island Dr.; thence westerly along the centerline of Ponce Island Dr. to the point where it intersects U.S. Highway 1, also known as North Ponce de Leon Blvd; thence southerly along the centerline of North Ponce de Leon Blvd. to the point where it intersects State Road 16; thence westerly along the centerline of State Road 16 to the point where it intersects the centerline of the San Sebastian River; thence southerly, easterly, southerly and easterly along the centerline of the San Sebastian River to the point where it intersects the centerline of the Matanzas River; thence southerly along the centerline of the Matanzas River to the point where it intersects the westerly extension of the northerly line of Treasure Beach Subdivision (said northerly line also being the northerly line of U.S. Census Blocks 2016, 2017, and 2998); thence easterly, along the northerly line of said Treasure Beach Subdivision and its westerly and easterly extensions to the point where it intersects the shoreline of the Atlantic Ocean; thence northerly along the shoreline of the Atlantic Ocean to the point of beginning.

The meeting recessed at 10:08 a.m. and reconvened at 10:13 a.m.

(10/16/01 - 6 - 10:14 a.m.)

3. UPDATE AND PRESENTATION OF AMPHITHEATER REHABILITATION MASTER PLAN

Glenn Hastings, Tourist Development Council, reviewed this item, using visual display. Frederick Halback and Associates gave an overview of the master plan; using visual display, pointing out things on the site plans, reviewed the facility, and the phasing stages. Hastings reviewed the next steps, fundraising, and state grants where they can ask for a maximum of \$1.5 million over a five year period for the Amphitheater. Jacalone congratulated everyone

on a job well done and stated that he supported it. Meiszer questioned if the covered seating area was temporary and what material was used. Hastings replied that it was permanent and the material should last 25 years. Hastings mentioned the final touches on the plan including filing an amendment with the State for the Management Plan of the area, and reviewed the upcoming events. Halback gave a walk through the facility, using visual display. Lopez left the meeting and James Sisco, County Attorney, entered the meeting.

(10/16/01 - 7 - 10:55 a.m.)

4. CONSIDER INTERCOASTAL'S PETITION FOR REVIEW OF FINAL ORDERS
(DOCKETS NO. 2001-007-0023)

Sherrie Davis, court reporter, was present. George Flint, Water and Sewer Authority Executive Director, reviewed this item, recommending, as far as procedure goes, that the Utilities' presentation be limited to 10 minutes for legal arguments and the Office of Public Counsel each be limited to 5 minutes, and the order of presentation was Intercoastal first, Staff, and Office of Public Counsel. Then Intercoastal would have the opportunity for rebuttal.

(10:58 a.m.) John Wharton, 2548 Blairstone Pines Drive, Tallahassee, representing Intercoastal Utilities, provided the Board with some context on the case and stated what Intercoastal was objecting to. Discussion followed on whether Intercoastal has produced all the information that was requested, if a contract exists between JUM and Intercoastal, and if a contract between two parties causes a relationship.

(11:16 a.m.) Kenneth Gatlin, 215 South Monroe Street, Jacksonville, special counsel to the Water and Sewer Authority, spoke on remarks by Wharton.

(11:22 a.m.) Steve Reilly, Office of Public Counsel, representing rate payers, spoke on remarks by Wharton and voiced concern on rate increases being passed on to the rate payers.

(11:29 a.m.) Wharton stated that the documents were being presented on time. **Motion by Kohnke, seconded by Reardon, carried 5/0, to adopt Order No. 01-00014 denying Intercoastal Utilities Inc. Petition for Review of Final Orders.**

(10/16/01 - 7 - 11:34 a.m.)

COMMISSIONERS' REPORTS

Commissioner Meiszer:

No report.

(11:35 a.m.)

Commissioner Bryant:

No report.

(11:35 a.m.)

Commissioner Reardon:

No report.

(11:35 a.m.)

Commissioner Kohnke:

No report.

(11:35 a.m.)

Commissioner Jacalone:

No report.

(10/16/01 - 8 - 11:35 a.m.)

COUNTY ADMINISTRATOR'S REPORT

Adams mentioned canceling the Joint BCC/School Board meeting since no one had anything. **Motion by Jacalone, seconded by Kohnke, carried 5/0, to cancel the Joint BCC/School Board meeting.** Meiszer spoke on residents calling about the Fullerwood School issue coming up at the next joint meeting. Adams mentioned that he would place the Fullerwood School issue mentioned by Meiszer on the next Joint BCC/School Board meeting.

Reardon spoke on the sound system in the auditorium and on getting longer mikes. Adams mentioned that he would check into improving the mike system.

(10/16/01 - 8 - 11:38 a.m.)

COUNTY ATTORNEY'S REPORT

No report.

(10/16/01 - 8 - 11:38 a.m.)

CLERK OF COURT'S REPORT

No report.

The meeting recessed at 11:39 a.m. and reconvened at 1:30 p.m. with Jacalone, Bryant, Meiszer, Reardon, Kohnke, Adams, Lopez, and Deputy Clerk Yvonne King present.

(10/16/01 - 8 - 1:38 p.m.)

5. PUBLIC HEARING - NZVAR 01-0013 JENNEL THOMAS FAMILY LOTS. THIS APPLICANT (JENNEL THOMAS) IS REQUESTING A NON-ZONING VARIANCE TO SECTION 5.01.01.C.1 (PLATTING) AND 6.04.07 (ROADWAY DESIGN) OF THE LAND DEVELOPMENT CODE. THE APPLICANT WISHES TO DIVIDE A 10-ACRE PARCEL OF PROPERTY AT THE END OF STEPHEN COLEE ROAD INTO 3 PARCELS AS SHOWN ON THE ATTACHED SURVEY. STEPHEN COLEE ROAD IS A COUNTY OWNED AND MAINTAINED DIRT ROAD WITHIN A 40' WIDE RIGHT-OF-WAY. ACCESS BEYOND STEPHEN COLEE ROAD IS PROPOSED VIA A 40' WIDE PRIVATE EASEMENT ACROSS THE NORTH SIDE OF PARCEL 1 AND A 30' WIDE PRIVATE EASEMENT ALONG THE WEST SIDE OF PARCEL 3. THE PRIVATE EASEMENTS WOULD BE STABILIZED TO SUPPORT EMERGENCY VEHICLES (80,000 POUND FIRE TRUCK). THE APPLICANT'S INTENT IS TO CONVEY THE PARCELS TO HER THREE CHILDREN AND HAS SUBMITTED AN APPROVED "AFFIDAVIT OF PROPERTY OWNER FOR FAMILY FARM AND LOT EXEMPTION" FORM. SECTION 5.01.01.C.1 OF THE LAND DEVELOPMENT CODE REQUIRES THAT ANY DIVISION OF PROPERTY INTO MORE THAN 2 LOTS REQUIRES PLATTING. SECTION 6.04.07 OF THE LAND DEVELOPMENT CODE REQUIRES THAT ACCESS TO MORE THAN 2 RESIDENTIAL UNITS BE PROVIDED VIA A 60' RIGHT-OF-WAY WITH A PAVED ROAD THAT MEETS THE TECHNICAL STANDARDS OF THE CODE. SINCE THIS REQUEST DOES NOT COMPLY WITH THE LAND DEVELOPMENT CODE, STAFF CANNOT SUPPORT THIS REQUEST

Proof of publication of the notice of public hearing on the non zoning variance, NZVAR 01-0013, Jennell Thomas Family, was received having been published in The St. Augustine

Record on October 4, 2001.

Darrell Locklear, Development Review Engineering Manager, explained the request for a non-zoning variance to Section 5.01.01.C.1 (Platting) and Section 6.04.07 (Roadway Design) of the Land Development Code to divide a 10-acre parcel of property into three parcels. Discussion followed regarding the family farm and lot exemption. Meiszer disclosed that he met with Mrs. Thomas and Kathy Nielsen to discuss this issue. Reardon disclosed that he had phone conversations with Ms. Thomas. Kohnke disclosed that she talked with Ms. Thomas. (1:50 p.m.) Danita Thomas Heagy, applicant's daughter, requested the Board approve the non-zoning variance request. (1:50 p.m.) Stephen Thomas, applicant's son, requested the Board approve the non-zoning variance request. (1:54 p.m.) Tom Coates, 5105 Stephen Colee Road, commented on access to his property, which is near the property in question. (1:58 p.m.) Jennell Thomas, 2848 N 4th Street, commented on access to Tom Coates' property. Discussion followed on the variance. (2:06 p.m.) **Motion by Reardon, seconded by Kohnke, carried 5/0, to approve NZVAR 2001-0013 based upon the evidence provided for all of the five Findings of Fact.**

(10/16/01 - 9 - 9:14 a.m.)

6. PUBLIC HEARING - ADOPTION HEARING FOR COMPREHENSIVE FILE NO. CPA-01-005. REVISING POLICY A.1.3.12 COMPATIBILITY. STAFF HAS REQUESTED THAT THIS HEARING BE CONTINUED UNTIL NOVEMBER 6, 2001 AT 9:00 A.M.

Proof of publication of the notice of public hearing on the adoption of the Comprehensive Plan Amendment File No. CPA-01-005, revising Policy A.1.3.12 Compatibility Index Policy, was received having been published in The St. Augustine Record on October 1, 2001.

This item was continued to November 6, 2001 at 9:00 a.m.

(10/16/01 - 9 - 2:06 p.m.)

7. CONSIDER THE AWARD OF BID NUMBER 01-89 TO F.G.I., INC. TO CONSTRUCT THE ASPHALT PAVING IMPROVEMENTS AT DAVIS PARK

Dan Weimer, Director of Recreation & Parks, explained that bids have been received for the right-of-way, entrance road, and parking lot for Davis Park. Weimer then gave an update on the park. Discussion followed on the source of funds and the opening date for use of the facilities. (2:17 p.m.) **Motion by Kohnke, seconded by Meiszer, carried 5/0, to direct the County Administrator, or his designee, to enter into a contract with the low bidder F.G.I., Inc. to construct the Asphalt Paving improvements at Davis Park (See Attachment "C").**

(2:18 p.m.) **Motion by Reardon, seconded by Bryant, carried 5/0, to adjourn the meeting.** There being no further business to come before the Board, the meeting adjourned at 2:18 p.m.

REPORTS:

1. St. Johns County Check Register, checks number 309855 through 309874, totalling \$35,280.52 (10/05/01)
2. St. Johns County Check Register, checks number 309875 through 310197, totalling \$1,913,297.46 (10/09/01)
3. St. Johns County Check Register, checks number 310198, totalling \$3,746.00 (10/10/01)
4. St. Johns County Check Register, checks number 310199 through 310199, totalling \$2,875.00 (10/15/01)

CORRESPONDENCE:

1. Letter to Nancy Ellington informing her of her appointment to the Health and Human

- Services Advisory Council (10/09/01)
- 2. Letter to Dr. Reuben Plant informing him of his reappointment to the Health and Human Services Advisory Council (10/09/01)
- 3. Letter to Dr. Billy Ross informing him of his reappointment to the Health and Human Services Advisory Council (10/09/01)
- 4. Letter to Kenney Withers informing him of his reappointment to the Health and Human Services Advisory Council (10/09/01)
- 5. Letter to David Spiller informing him of his reappointment to the Health and Human Services Advisory Council (10/09/01)
- 6. Letter to Frederic Owens informing him of his appointment to the Economic Development Committee (10/09/01)
- 7. Letter to Judy Stevanovich informing her of her appointment to the Code Enforcement Board (10/09/01)
- 8. Letter to Terrence Drozd informing him of his reappointment to the Adjustment and Appeals Board (10/09/01)
- 9. Letter to Vernon Davis informing him of his reappointment to the Adjustment and Appeals Board (10/09/01)
- 10. Letter to James Schock informing him of his reappointment to the Adjustment and Appeals Board (10/09/01)
- 11. Memo from the Supervisor of Elections indicating whether Frederic Owen, Judy Stevanovich, James Schock, Terrence Drozd, and Vernon Davis are registered to vote in St. Johns County (10/11/01)

Approved November 6, 2001

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: _____
Marc A. Jacalone, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By: _____
Deputy Clerk