

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
MARCH 25, 2003
(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: James E. Bryant, District 5, Chair
Karen Stern, District 2, Vice Chair
Nicholas Meiszer, District 1
Marc Jacalone, District 3
Bruce Maguire, District 4
Ben W. Adams, Jr., County Administrator
Daniel Bosanko, County Attorney
Lenora Newsome, Deputy Clerk

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

(03/25/03 - 1 - 9:10 a.m.)

The meeting was called to order by Chairman Bryant. He had everyone stand for a moment of silence in remembrance for those who lost their lives in the Mid-East conflict.

(03/25/03 - 1 - 9:11 a.m.)

The Invocation was given by Jacalone and the Pledge of Allegiance was led by Stern.

(03/25/03 - 1 - 9:12 a.m.)

ROLL CALL

Bryant stated that all five Commissioners were present.

(03/25/03 - 1 - 9:12 a.m.)

PROCLAMATION DESIGNATING INTERNATIONAL WOMEN'S DAY IN ST. JOHNS COUNTY

Stern read the Proclamation. Marilyn Wiles accepted the proclamation on behalf of the women in the Enterprising Women Leadership Institute.

(03/25/03 - 1 - 9:17 a.m.)

ACCEPTANCE OF PROCLAMATION

Motion by Stern, seconded by Maguire, carried 5/0, to accept the Proclamation.

(9:17 a.m.) Mayor George Gardner of the City of St. Augustine, 57 Fullerwood Drive, spoke on purchasing the land adjacent to Fort Mose, and on the Metropolitan Planning Organization. Jacalone spoke on the purchase of the Fort Mose site.

(9:22 a.m.) Bryant read a letter from Doug Wiles recognizing St. Johns County Day in Tallahassee.

(03/25/03 - 1 - 9:23 a.m.)

PUBLIC COMMENT

Dante Salamone, 5225 Datil Pepper Road, spoke on the Hospice satellite office in Flagler West moving to West Gate Plaza on SR 16. Meiszer spoke on the problem with the entrance into and out of the West Gate Plaza. Discussion followed on the problem.

(9:28 a.m.) Daniel MacDonald, 24501 Deer Trace Drive, spoke on the St. Johns Service Company proposal.

(03/25/03 - 2 - 9:35 a.m.)

DELETIONS TO CONSENT AGENDA

Adams requested to pull Item 6 and reschedule it to a later date.

(03/25/03 - 2 - 9:36 a.m.)

APPROVAL OF CONSENT AGENDA

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

1. Approval of the Cash Requirement Report

2. Sheriff's Bonds:

Approve:	Pamela A. Davis	Sandra J. O'Connor
	Jacqueline P. Simpson	Joseph D. Stamps
	Jodi L. Swann	Tracy D. Tuten
	Ernest E. Weiseman	Maria Whitehead
	Lindsay Ryan	

Cancel:	Michael S. Grayson	David E. Zinkgraf
	Marcia K. Keating	Lynn Kausch
	Joan Bleacher	

3. Motion to authorize \$6,480.00 to be paid from general fund reserves to fund the sale of 1996 county-held tax certificates that now exceed \$5,000.00 in assessed value

4. Motion to authorize the Parks and Recreation Department to apply for a 2003 Florida Inland Navigation District Waterways Assistance Program Grant for \$50,000 for improvements to Rattlesnake Island

RESOLUTION NO. 2003-57

**RESOLUTION FOR ASSISTANCE UNDER THE FLORIDA
INLAND NAVIGATION DISTRICT WATERWAYS
ASSISTANCE PROGRAM**

5. Motion to authorize the Parks and Recreation Department to apply for a 2002 Florida Inland Navigation District Waterways Assistance Program Grant for \$30,000 for improvements to Vaill Point Park

RESOLUTION NO. 2003-58

**RESOLUTION FOR ASSISTANCE UNDER THE FLORIDA
INLAND NAVIGATION DISTRICT WATERWAYS
ASSISTANCE PROGRAM**

6. Motion to authorize the Parks and Recreation Department to apply for a 2002 Florida Inland Navigation District Waterways Assistance Program Grant for up to \$125,000 for stabilization of the Moultrie Creek bluff

This item was pulled from the meeting and will be scheduled to a later date.

7. Proofs:
 - a. Proof, Notice to Bidders, Bid No. 03-56.
 - b. Proof, Notice to Bidders, Bid No. 03-57
 - c. Proof, Notice to Bidders, Bid No. 03-59
 - d. Proof, Notice to Bidders, Bid No. 03-60
 - e. Proof, Notice to Bidders, Bid No. 03-62
 - f. Proof, Notice to Bidders, Bid No. 03-64
 - g. Proof, Notice of Request for Qualifications 03-61 Design/Build Services
 - h. Proof, Notice of Request for Proposals in the matter of RFP No. 03-44
 - i. Proof, Notice of Meeting, Ponte Vedra Beaches Coalition, 2/24/03, 3/24/03, 4/28/03, 5/19/03, 6/23/03, 7/28/03, 8/25/03, 9/22/03, 10/27/03, Combined Nov & Dec on 12/8/03
 - j. Proof, Notice of Meeting, Private Meeting of the Board of County Commissioners of St. Johns County, Florida, March 4, 2003
 - k. Proof, Notice of Meeting, Special Meeting of the Board of County Commissioners of St. Johns County, Florida, March 4, 2003
 - l. Proof, Notice of Cancelled Meeting, St. Johns County Water and Sewer Authority, March 5, 2003
 - m. Proof, Certificate of Liability Insurance, Herrington Industries, Inc.
 - n. Proof, Certificate of Liability Insurance, George Ashton, DBA AAA Cleaning Service
 - o. Proof, Certificate of Liability Insurance, Master Craft Plumbing Contractors, Inc.
 - p. Proof, Certificate of Liability Insurance, Big Cats Landscaping Services, LLC
 - q. Proof, Certificate of Liability Insurance, Atlantic Coast Asphalt Company
 - r. Proof, Certificate of Insurance, Union Trucking, Inc.

(03/25/03 - 3 - 9:36 a.m.)

ADDITIONS/DELETIONS TO REGULAR AGENDA

Jacalone requested to add Item 6A, to address a private road access problem.

(03/25/03 - 3 - 9:37a.m.)

APPROVAL OF REGULAR AGENDA

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

(03/25/03 - 3 - 9:37 a.m.)

1. CONSIDER A MOTION TO APPROVE AN ORDINANCE AMENDING SECTION 11.02.02 OF THE LAND DEVELOPMENT CODE

Proof of publication regarding the Notice of Public Hearing in the matter of the SJC Land Development Code was received, having been published in *The St. Augustine Record* on March 14, 2003.

Bosanko stated that the present Ordinance that provides for notice to the public about pending concurrency decision was not as tight as it should be, it has some ambiguities in it. It provided that a sign be posted on the property upon the completion of the application for concurrency determination. That had led Staff not to be certain on how soon the sign had to be up, particularly after the file was complete. The next hearing

would be months away and there were problems with the sign staying up that long and that was raising issues. To fix the problem, they are proposing a new version which would require that the sign be up just 15 days before the actual meeting of the committee that makes the initial decision. Jacalone voiced concern about which meeting would determine how long the sign was to be up. Bosanko suggested taking the word *final* out of the Ordinance. Maguire asked, why even have committees. Bosanko replied, there doesn't have to be a committee, a technical person could handle it. (9:43 a.m.) Michael Hunt, Assistant County Attorney, entered the meeting. (9:48 a.m.) **Motion by Jacalone, seconded by Meiszer, carried 5/0, to enact Ordinance No. 2003-22 as amended, with the elimination of the word *final*, before the word concurrency.**

ORDINANCE NO. 2003-22

AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, AMENDING SECTION 11.02.02 OF ARTICLE XI OF THE ST. JOHNS COUNTY LAND DEVELOPMENT CODE AS ADOPTED BY ORDINANCE 99-51, AS PREVIOUSLY AMENDED; THIS ORDINANCE SPECIFICALLY REVISES SECTION 11.02.02.C SIGNS; CLARIFIES THE INTENT OF THE PRIOR WORDING OF SECTION 11.02.02.C; AND PROVIDING FOR AN EFFECTIVE DATE

(03/25/03 - 4 - 9:48 a.m.)

2. PRESENTATION CONCERNING THE POSSIBLE PURCHASE OF PROPERTY ADJACENT TO THE FORT MOSE SITE

Susan Grandin, 2317 Herchel Street, Jacksonville, Trust for Public Land, introduced the people who would be presenting this item. (9:50 a.m.) Lorenzo Law, 3818 Arrowhead Drive, had their Advisory Board members stand up in the audience for introduction, stating that this is truly a historic moment and gave the history of the Fort Mose site. Grandin, utilizing visual display, spoke on the price of the property, Exhibit A, the Mays and Kinnard pieces being essential to the County, map of Mays and Kinnard property, Exhibit B, and mentioned that the letter in the packet explained the deal on the possible purchase of property adjacent to the Fort Mose site. Meiszer mentioned that up to 75% of the funding would come from state grants and the County would only be responsible for 25% of it. Jacalone asked what the Trust for Public Lands does for the County in this process. Grandin explained what they would do for the County.

(10:04 a.m.) Shorty Robbins, Recreation Department, gave the background on acquiring points. She spoke on historic preservation funding being in serious jeopardy this year. Maguire asked about the commitment, being in writing, by the State to put in a 3,000-foot square building. Robbins replied that there was a commitment by the State to put in the building. Grandin spoke on what would happen if the appraisal came in below the asking price. (10:14 a.m.) Mr. Paul Crawford, Park Ranger, spoke on having support from the State on the Fort Mose Project.

(10:17 a.m.) Otis Mason, 13 Christopher Street, spoke on the historical aspect of the Fort Mose Project.

(10:18 a.m.) Shirley Bryce, 145 CR 13, spoke in favor of purchasing the property.

(10:19 a.m.) Gary Carter, 41 Hibiscus Avenue North, spoke in favor of purchasing the property.

(10:21 a.m.) Robin Nadeau, 26 Mickler Blvd., spoke in favor of purchasing the property.

(10:22 a.m.) Steve Cupolo, 9299 Ivy Lane, spoke in favor of purchasing the property.

(10:23 a.m.) Roger Van Ghent, 4005 Moultrie Foreside Blvd., spoke in favor of purchasing the property and submitted a hand drawn map, Exhibit C.

(10: 26 a.m.) Gina Burrell, 27 Seminole Drive, spoke in favor of purchasing the property.

(10:27 a.m.) Jewell Kutzer, 1302 Vista Cove Road, spoke in favor of purchasing the property.

(10:28 a.m.) Marilyn Wiles, 8220 A1A South, spoke in favor of purchasing the property.

(10:30 a.m.) Bryant spoke in favor of this project. Jacalone questioned the mechanics of the project. Joe Vonasek, Office of Management and Budget, responded to Jacalone's questions. Grandin spoke on how the Trust for Public Lands is funded. Hunt mentioned that if the Board approves this item, under the County Policy, it takes two appraisals for a purchase this size and if the appraisals come above the expected purchase price, there would have to be a super majority vote to approve it. Discussion followed on the appraisals, and the Fort Mose site. (10:37 a.m.) **Motion by Stern, seconded by Meiszer, carried 5/0, to direct the County Administrator to take the necessary action to borrow up to \$2,650,000 for the acquisition of the Mays and Kinnard Parcels and to enter into a contract for purchase from the Trust for Public Lands at such time as funding is secured.**

(10:42 a.m.) Bosanko and Strickland left the meeting.

The meeting recessed at 10:42 a.m. and reconvened at 10:52 a.m.

(10:52 a.m.) Bryant re-ordered the agenda by going to Item 3 next, then to Items 6, 4, 5 and 6A.

(03/25/03 - 5 - 10:53 a.m.)

3. FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) PRESENTATION OF METROPOLITAN PLANNING ORGANIZATION (MPO)

Larry Parks, Florida Department of Transportation, gave an overview of the issues on MPO, by slide presentation, utilizing visual display. The issues covered were Organization of an MPO, Population of Urban Areas 2000 Census, documents required of MPO, PL Funds-Federal used for planning activities and staffing, SU Funds-Federal urban area funds used only in TMA areas, XL Funds-Federal other urban area funds 5000-<2000 pop. and competition for funds. He then continued with the priority list, membership on MPO, regional MPO, schedules, agreement by all parties, and feedback. Discussion followed on the votes for the MPO, St. Johns County having a higher quality of life for the residents than the surrounding counties, how the staffing was determined on the MPO, considering an MPO by density and population, the funding charts, and taking issues to the Technical Advisory Committee and to the Citizen Advisory Committee.

(11:41 a.m.) Louise Thrower, 288 Orange Avenue, requested copies of Parks power point presentation and spoke on the MPO. (11:42 a.m.) Parks suggested to the Board that they reinforce the letter they sent to the Governor by sending a letter to DOT on what their main issues and concerns are. Bryant directed Scott Clem to make a note to speak to each Commissioner to articulate a letter to DOT.

(11:43 a.m.) Adams requested to reschedule Item 6 on the Fire Rescue Department to next week. Jacalone requested to move the meeting to Item 6A. The meeting moved to Item 6A.

(03/25/03 - 6 - 11:50 a.m.)

4. CONSIDER MOTION TO TRANSFER \$41,272 FROM 4426-59920 (UTILITIES FUND RESERVES) TO 4409-51200 AND RELATED PERSONAL SERVICES LINE ITEMS (I.E. - FICA, RETIREMENT, INSURANCE AND WORKERS COMP.) FOR THE PURPOSE OF HIRING AN ENGINEER

This item was moved to the afternoon. (See page 15)

(03/25/03 - 6 - 11:50 a.m.)

5. UPDATE ON THE COLLEGE PARK DRAINAGE IMPROVEMENTS

This item was moved to the afternoon. (See page 15)

(03/25/03 - 6 - 11:50 a.m.)

6. UPDATE ON THE FIRE RESCUE DEPARTMENT AND ITS CAPITAL IMPROVEMENT PROGRAM

This item was moved to the afternoon. (See page 16)

(03/25/03 - 6 - 11:43 a.m.)

- 6A. PRIVATE ROAD ACCESS PROBLEM

Daniel Bosanko, County Attorney, entered the meeting. Jacalone stated that he added this item. He had received calls from a party who lives at the end of North Francis Road regarding emergency personnel not being able to get to the properties that are accessed by the extension, North Francis Road. He recommended to the Board to allow Adams to look at the situation and do what is necessary to make the roads passable. Bosanko mentioned having continuous flooding problems on dirt roads. He stated that generally the County could not spend money on private roads and that this is a private road. He explained that in the past the County did an action similar to the resolution today to fix a road to allow emergency vehicles to get in. To address the problem, the Board passed an Ordinance that allowed the County to go in on an occasional basis to bring certain roads up to minimal emergency status. He believes that they charged the landowners, but had not had time to pull the Ordinance to check it. He recommended if the County is going to do something with that road, to follow the Ordinance that the County developed with Nabors and Giblins Agency, and give him until next week to look at it to see if it can be brought under that program, instead of doing it as a stand-alone which is very questionable. Bosanko stated that he would work with Joe Stephenson and bring back a report to the Board a week from today.

(03/25/03 - 6 - 11:50 a.m.)

COMMISSIONERS' REPORTS

This item was moved to the afternoon. (See page 16)

(03/25/03 - 6 - 11:50 a.m.)

COUNTY ADMINISTRATOR'S REPORT

This item was moved to the afternoon. (See page 17)

(03/25/03 - 6 - 11:50 a.m.)

COUNTY ATTORNEY'S REPORT

This item was moved to the afternoon. (See page 17)

(03/25/03 - 7 - 11:50 a.m.)
CLERK OF COURT'S REPORT

This item was moved to the afternoon. (See page 17)

(11:50 a.m.) Bryant moved Items 4, 5, 6 and reports to the afternoon. The meeting recessed for lunch and reconvened at 1:42 p.m. with Jacalone, Stern, Meiszer, Maguire, Adams, Assistant County Attorney Michael D. Hunt, Deputy Clerk Cecelia Aldrich present, and Bryant absent.

Allen MacDonald, Finance Director, and Isabel Lopez, Assistant County Attorney, were also present.

(The order of the afternoon items was as follows: 7, 4, 8, 9, 10, 11, 12, 13, 14, 15, and 5, followed by Reports. Item 6 was pulled and will be rescheduled.)

(03/25/03 - 7 - 1:42 p.m.)

7. PUBLIC HEARING - PONTE VEDRA WATER AND SEWER CONNECTION ORDINANCE - CONSIDER ENACTING AN ORDINANCE REQUIRING CONNECTIONS TO A PUBLIC SEWER SYSTEM IN A WAY THAT IS SUFFICIENT FOR THE COUNTY TO SUCCESSFULLY APPLY FOR A FDEP STATE REVOLVING FUND LOAN TO FUND THE PONTE VEDRA MSD SEWER PROJECT. THEREFORE THE COUNTY ADMINISTRATOR AND THE COUNTY ATTORNEYS OFFICE IS PROPOSING AN ORDINANCE FOR YOUR ENACTMENT THAT WOULD BRING THE PONTE VEDRA MSD SEWER PROJECT AREA INTO COMPLIANCE WITH THESE STATE REQUIREMENTS. THAT ORDINANCE WILL REQUIRE MANDATORY HOOK-UP TO THE CENTRAL SEWER SYSTEM UNLESS THE HEALTH DEPARTMENT AND OTHER AGENCIES APPROVE OF AN EXCEPTION. PROVISION FOR SUCH EXEMPTION IS FOUND IN SECTION 381.00655, FLORIDA STATUTES.

Proof of Publication of the Notice of Public Hearing regarding the Ponte Vedra Sewer Project was received, having been published in *The St. Augustine Record* on March 14, 2003.

Michael D. Hunt, Assistant County Attorney, explained the reason for the request, referred to the relevant statute and read the Ordinance short title. (1:44 p.m.) Jacalone asked about the reason for the change in language and established that it is to comply with the Department of Environmental Protection (DEP). Further discussion revealed that the DEP wants site specificity and the language must satisfy the requirements in order to qualify for a low interest loan. (1:45 p.m.) Maguire suggested that it might be prudent to change the Ordinance for the entire County, instead of having different language for various communities. Hunt said it could be done, if it is the Board's prerogative. (Bosanko entered the meeting.) (1:46 p.m.) *Motion by Jacalone to enact Ordinance 2003-23.* (1:48 p.m.) Bosanko stated that he was briefed, had reviewed this matter and was of the opinion that the Ordinance needed to be done in order to get the loan. He said the Ordinance, together with the loan package, solidifies a commitment by the County to enforce any required connections. The agency giving the loan wanted that in order to give a lower rate on the loan. Bosanko said a concern of making the Ordinance county-wide is that there is no funding available for some areas of the County. He suggested that before the Board expands the Ordinance to cover West St. Augustine, a funding source is needed to help with the cost of connections. (1:50 p.m.) *Jacalone withdrew the motion.* Jacalone warned that there are difficult times ahead on this project, and when the County starts enforcing the provisions of this Ordinance, there will be some dark days. (1:51 p.m.) **Motion by Maguire, seconded by Jacalone, carried 4/0, with Bryant absent, to enact Ordinance 2003-23.**

ORDINANCE NO. 2003-23

AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, PROVIDING FINDINGS OF FACT; PROVIDING SCOPE; PROVIDING FOR A REQUIREMENT THAT OWNERS WITHIN THE PONTE VEDRA WASTEWATER ASSESSMENT AREA, THAT WAS CREATED BY ST. JOHNS COUNTY RESOLUTION 2002-245, CONNECT THEIR BUILDINGS TO THE CENTRAL SEWER LINE THAT WILL SERVE THAT AREA; PROVIDING FOR PROCEDURES RELATED TO SUCH CONNECTION; PROVIDING FOR WAIVERS FROM SUCH CONNECTION; PROVIDING FOR PAYMENT OF ASSESSMENT REQUIRED, WHETHER OR NOT WAIVER FROM CONNECTION IS GRANTED; PROVIDING FOR SEVERABILITY; PROVIDING THAT THIS ORDINANCE SHALL PREVAIL IN THE EVENT OF CONFLICT WITH OTHER COUNTY ORDINANCES; PROVIDING FOR PENALTIES; AND PROVIDING AN EFFECTIVE DATE

(1:51 p.m.) Item 5 was heard following Item 7.

(2:13 p.m.) Lopez entered the meeting.

(03/25/03 - 8 - 2:13 p.m.)

8. PUBLIC HEARING - ADOPTION HEARING FOR FILE #CPA 2002-02, DAVIS INDUSTRIAL PARK, PHASE 2 - FILE #CPA-2002-02 IS A PROPOSED COMPREHENSIVE PLAN AMENDMENT TO CHANGE THE FUTURE LAND USE MAP DESIGNATION FROM RESIDENTIAL DENSITY - C TO INDUSTRIAL (I). THIS PROPOSED AMENDMENT WAS TRANSMITTED TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS (DCA) IN OCTOBER, 2002. DCA DID NOT ISSUE AN OBJECTIONS, RECOMMENDATIONS AND COMMENT REPORT ON THIS AMENDMENT. THE PLANNING AND ZONING AGENCY HELD ITS PUBLIC HEARING ON MARCH 20TH, TO CONSIDER THIS REQUEST AND MAKE A RECOMMENDATION TO THE BOARD OF COUNTY COMMISSIONERS.

Proof of Publication of the Notice of Public Hearing regarding the adoption hearing of proposed amendments to the St. Johns County Comprehensive Plan Future Land Use Map (1990-2015) and Goals, Objectives and Policies was received, having been published in *The St. Augustine Record* on February 19, 2003.

Teresa Bishop, AICP, Planning Director, reported that there were Comprehensive Plan Citizen Courtesy Information Cards at the back table for the public. She explained that the form is for those who want to be notified by the Department of Community Affairs about the dates of the Notice of Intent on the Comprehensive Plan amendments. Bishop explained the request and reviewed the proceedings to date. (2:15 p.m.) Carol Hatfield, 7132 Middleton Avenue, the applicant, and Richard Davis, the owner, identified themselves. (2:16 p.m.) Maguire asked why the applicant was requesting the change. Hatfield provided the current makeup of the neighborhood and explained their rationale for the request. She noted that the mobile home park, consisting of 11 units, is the only residential property on the site. Hatfield said there is a lot of noise along that corridor and the subject area is no longer suitable for residential use and therefore, they would like to change it to industrial zoning. (2:21 p.m.) Maguire asked if this would affect the 312 Bypass and a determination was made that it would not. In response to a question on concurrency, it was noted that it has been applied for, but could not be accomplished until the Land Use Plan is amended and the property is rezoned. (2:22 p.m.) **Motion by**

Jacalone, seconded by Maguire, carried 4/0, with Bryant absent, to enact Ordinance 2003-24.

ORDINANCE NO. 2003-24

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING 2015 FUTURE LAND USE MAP OF COMPREHENSIVE PLAN, ORDINANCE NO. 2000-34, AS AMENDED, FOR PROPERTY LOCATED ALONG NORTHWOOD DRIVE FROM RESIDENTIAL - C TO INDUSTRIAL (I) PROVIDING FOR FINDINGS OF FACT; FINDINGS OF CONSISTENCY; SEVERABILITY; AND AN EFFECTIVE DATE

(03/25/03 - 9 - 2:23 p.m.)

9. PUBLIC HEARING - ADOPTION HEARING OF COMPREHENSIVE PLAN AMENDMENT PURSUANT TO TWICE-YEAR CYCLE (JUNE 2002). THIS PROPOSED FUTURE LAND USE MAP AMENDMENT AMENDS THE 2015 FUTURE LAND USE MAP FROM RURAL SILVICULTURE TO AGRICULTURE INTENSIVE FOR APPROXIMATELY 100 ACRES OF LAND LOCATED ALONG CR 13 SOUTH OF JOE ASHTON ROAD - THIS IS THE ADOPTION HEARING OF COMPREHENSIVE PLAN AMENDMENT PURSUANT TO TWICE-YEAR CYCLE (JUNE, 2002). THIS PROPOSED FUTURE LAND USE MAP AMENDMENT AMENDS THE 2015 FUTURE LAND USE MAP FROM RURAL SILVICULTURE TO AGRICULTURE INTENSIVE FOR APPROXIMATELY 100 ACRES OF LAND LOCATED ALONG CR 13 SOUTH OF JOE ASHTON ROAD. THE COUNTY AND PROPERTY OWNERS ARE ALLOWED TO AMEND THE COMPREHENSIVE PLAN TWICE A YEAR. THIS PROPOSED AMENDMENT WAS TRANSMITTED TO THE DEPARTMENT OF COMMUNITY AFFAIRS (DCA) ON OCTOBER 8, 2002. THE DCA ISSUED NO OBJECTION, RECOMMENDATION OR COMMENT FOR THIS PROPOSED AMENDMENT. THE PZA RECOMMENDED ADOPTION, WITH A 5-0 VOTE, AT ITS REGULAR MEETING ON MARCH 6, 2003, WITH TWO MEMBERS BEING ABSENT

Proof of Publication of the Notice of Public Hearing regarding the adoption hearing of proposed amendments to the St. Johns County Comprehensive Plan Future Land Use Map (1990-2015) and Goals, Objectives and Policies was received, having been published in *The St. Augustine Record* on February 19, 2003.

Teresa Bishop, AICP, Planning Director, explained that the following series of amendments before the Board are administrative and have been initiated by the County, with the Planning Staff. She explained the proposed zoning change of this amendment, from Rural Silviculture to Agriculture Intensive. Bishop reviewed the process to date and noted that, at present, only one unit per 100 acres is allowed, so Staff is making this request, for property that was legally permitted by the County, as a mechanism to renew the nonconformity of these two lots. (2:25 p.m.) Jacalone talked about the limit of one dwelling per 100 acres in an RS zone. Discussion followed on that restriction in the RS zoning district and the possibility of changing it. (2:28 p.m.) Bishop explained that it originated in the 1990s in an attempt to try to limit sprawl into agricultural areas and still maintain some residential capability. (2:30 p.m.) Bishop said that valid questions were raised to warrant revisiting the issue and an appropriate time would be when they are reevaluating the Comprehensive Plan. (2:30 p.m.) Jacalone gave the example that OR zoning has a one-acre minimum to construct one dwelling unit, as opposed to a 100-acre requirement by land use designation, and suggested maybe some change is in order. (2:31 p.m.) **Motion by Jacalone, seconded by Maguire, carried 4/0, with Bryant absent, to enact Ordinance 2003-25.**

ORDINANCE NO. 2003-25

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING 2015 FUTURE LAND USE MAP OF COMPREHENSIVE PLAN, ORDINANCE NO. 2000-34, AS AMENDED, FROM RURAL/ SILVICULTURE TO AGRICULTURAL-INTENSIVE; PROVIDING FOR FINDINGS OF FACT; FINDINGS OF CONSISTENCY; SEVERABILITY; AND AN EFFECTIVE DATE

(03/25/03 - 10 - 2:32 p.m.)

10. PUBLIC HEARING - ADOPTION HEARING OF COMPREHENSIVE PLAN AMENDMENT PURSUANT TO TWICE-YEAR CYCLE (JUNE, 2002). THIS PROPOSED FUTURE LAND USE MAP AMENDMENT AMENDS THE 2015 FUTURE LAND USE MAP FROM RESIDENTIAL - B TO PARKS AND OPEN SPACE FOR THE PROPERTY PURCHASED BY THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT KNOWN AS THE MOSES CREEK WMD AREA, ALONG THE NORTH SIDE OF SR 206 - THIS IS THE ADOPTION HEARING OF COMPREHENSIVE PLAN AMENDMENT PURSUANT TO TWICE-YEAR CYCLE (JUNE 2002). THIS PROPOSED FUTURE LAND USE MAP AMENDMENT AMENDS THE 2015 FUTURE LAND USE MAP FROM RESIDENTIAL - B TO PARKS AND OPEN SPACE FOR THE PROPERTY PURCHASED BY THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT KNOWN AS THE MOSES CREEK WMD AREA, ALONG THE NORTH SIDE OF SR 206. THE COUNTY AND PROPERTY OWNERS ARE ALLOWED TO AMEND ITS COMPREHENSIVE PLAN TWICE A YEAR. THIS PROPOSED AMENDMENT WAS TRANSMITTED TO THE DEPARTMENT OF COMMUNITY AFFAIRS (DCA) ON OCTOBER 8, 2002. THE DCA ISSUED NO OBJECTION, RECOMMENDATION OR COMMENT FOR THIS PROPOSED AMENDMENT. THE PZA RECOMMENDED ADOPTION, WITH A 5-0 VOTE, AT ITS REGULAR MEETING ON MARCH 6, 2003, WITH TWO MEMBERS BEING ABSENT

Proof of Publication of the Notice of Public Hearing regarding the adoption hearing of proposed amendments to the St. Johns County Comprehensive Plan Future Land Use Map (1990-2015) and Goals, Objectives and Policies was received, having been published in *The St. Augustine Record* on February 19, 2003.

Teresa Bishop, AICP, Planning Director, explained the change requested, as well as, any action/non-action from the Department of Community Affairs (DCA) and the PZA. (2:33 p.m.) **Motion by Jacalone, seconded by Maguire, carried 4/0, with Bryant absent, to enact Ordinance 2003-26.**

ORDINANCE NO. 2003-26

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING THE 2015 FUTURE LAND USE MAP OF COMPREHENSIVE PLAN, ORDINANCE NO. 2000-34, AS AMENDED, FROM RESIDENTIAL - B TO PARKS AND OPEN SPACE PROVIDING FOR FINDINGS OF FACT; FINDINGS OF CONSISTENCY; SEVERABILITY; AND AN EFFECTIVE DATE

(03/25/03 - 10 - 2:33 p.m.)

11. PUBLIC HEARING - ADOPTION HEARING OF COMPREHENSIVE PLAN AMENDMENT PURSUANT TO TWICE-YEAR CYCLE (JUNE 2002). THIS PROPOSED FUTURE LAND USE MAP AMENDMENT AMENDS THE 2015

FUTURE LAND USE MAP FROM RURAL SILVICULTURE OWNED BY THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT TO RURAL SILVICULTURE FOR PROPERTY LOCATED EAST OF I-95 AND ALONG INTERNATIONAL GOLF PARKWAY - THIS IS THE ADOPTION HEARING OF COMPREHENSIVE PLAN AMENDMENT PURSUANT TO TWICE-YEAR CYCLE (JUNE, 2002). THIS PROPOSED FUTURE LAND USE MAP AMENDMENT AMENDS THE 2015 FUTURE LAND USE MAP FROM RURAL SILVICULTURE, OWNED BY THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT, TO RURAL SILVICULTURE FOR PROPERTY LOCATED EAST OF I-95 AND ALONG INTERNATIONAL GOLF PARKWAY. THIS PROPERTY WAS INADVERTENTLY INCLUDED IN THE CUMMER LAND THAT THE WMD PURCHASED IN 2000. THIS SUBJECT PROPERTY WAS NOT PURCHASED BY THE WMD OR OWNED BY THE CUMMER TRUST. THE COUNTY AND PROPERTY OWNERS ARE ALLOWED TO AMEND THE COMPREHENSIVE PLAN TWICE A YEAR. THIS PROPOSED AMENDMENT WAS TRANSMITTED TO THE DEPARTMENT OF COMMUNITY AFFAIRS (DCA) ON OCTOBER 8, 2002. THE DCA ISSUED NO OBJECTION, RECOMMENDATION OR COMMENT FOR THIS PROPOSED AMENDMENT. THE PZA RECOMMENDED ADOPTION WITH A 5-0 VOTE AT ITS REGULAR MEETING ON MARCH 6, 2003 WITH TWO MEMBERS BEING ABSENT

Proof of Publication of the Notice of Public Hearing regarding the adoption hearing of proposed amendments to the St. Johns County Comprehensive Plan Future Land Use Map (1990-2015) and Goals, Objectives and Policies was received, having been published in *The St. Augustine Record* on February 19, 2003.

Teresa Bishop, AICP, Planning Director, explained the amendment request and that the use will not change, just the ownership. The subject property was inadvertently included as part of the property purchased by the Water Management District (WMD), and is not owned by the WMD. (2:34 p.m.) Meiszer stated that when a mistake is made it can be corrected and this is simply correcting a change in ownership, not land use, or zoning. (2:36 p.m.) In response to a question by Maguire, Lopez said, though it is frustrating, procedure is dictated by County Ordinances. (2:37 p.m.) Bishop commented that they did try to go through the State instead of this route, but the State said because it is shown on the Future Land Use Plan, proper procedure must be followed. (2:38 p.m.) **Motion by Jacalone, seconded by Maguire, carried 4/0, with Bryant absent, to enact Ordinance 2003-27.**

ORDINANCE NO. 2003-27

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING 2015 FUTURE LAND USE MAP OF COMPREHENSIVE PLAN, ORDINANCE NO. 2000-34, AS AMENDED, FROM RURAL/ SILVICULTURE OWNED BY THE WATER MANAGEMENT DISTRICT TO RURAL/ SILVICULTURE; PROVIDING FOR FINDINGS OF FACT; FINDINGS OF CONSISTENCY; SEVERABILITY; AND AN EFFECTIVE DATE

(03/25/03 - 11 - 2:38 p.m.)

12. PUBLIC HEARING - ADOPTION HEARING OF COMPREHENSIVE PLAN AMENDMENT PURSUANT TO TWICE-YEAR CYCLE (JUNE, 2002). THIS PROPOSED FUTURE LAND USE MAP AMENDMENT AMENDS THE 2015 FUTURE LAND USE MAP FROM RURAL SILVICULTURE TO CONSERVATION FOR STATE OWNED LANDS KNOWN AS THE DEEP CREEK STATE FOREST LOCATED NORTH OF PINE ISLAND ROAD WEST OF THE INTERCOASTAL WATERWAY - THIS IS THE ADOPTION HEARING OF COMPREHENSIVE

PLAN AMENDMENT PURSUANT TO TWICE-YEAR CYCLE (JUNE 2002). THIS PROPOSED FUTURE LAND USE MAP AMENDMENT AMENDS THE 2015 FUTURE LAND USE MAP FROM RURAL SILVICULTURE TO CONSERVATION FOR THE STATE OWNED LANDS KNOWN AS THE DEEP CREEK STATE FOREST LOCATED NORTH OF PINE ISLAND ROAD AND WEST OF THE INTERCOASTAL WATERWAY. THE COUNTY AND PROPERTY OWNERS ARE ALLOWED TO AMEND THE COMPREHENSIVE PLAN TWICE A YEAR. THIS PROPOSED AMENDMENT WAS TRANSMITTED TO THE DEPARTMENT OF COMMUNITY AFFAIRS (DCA) ON OCTOBER 8, 2002. THE DCA ISSUED NO OBJECTION, RECOMMENDATION OR COMMENT FOR THIS PROPOSED AMENDMENT. THE PZA RECOMMENDED ADOPTION WITH A 5-0 VOTE AT ITS REGULAR MEETING ON MARCH 6, 2003, WITH TWO MEMBERS BEING ABSENT

Proof of Publication of the Notice of Public Hearing regarding the adoption hearing of proposed amendments to the St. Johns County Comprehensive Plan Future Land Use Map (1990-2015) and Goals, Objectives and Policies was received, having been published in *The St. Augustine Record* on February 19, 2003.

Teresa Bishop, AICP, Planning Director, explained that the amendment relates to State owned lands, and it would allow for a continuous stretch of conservation zoned land. The subject property is currently designated Rural Silviculture. (2:39 p.m.) Meiszer said he didn't think zoning or land use cases adopted by a county are binding by the state or federal governments, and that this is just a technicality. (2:40 p.m.) **Motion by Jacalone, seconded by Maguire, carried 4/0, with Bryant absent, to enact Ordinance 2003-28.**

ORDINANCE NO. 2003-28

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING 2015 FUTURE LAND USE MAP OF COMPREHENSIVE PLAN, ORDINANCE NO. 2000-34, AS AMENDED, FOR STATE OWNED LANDS FROM RURAL/SILVICULTURE TO CONSERVATION; PROVIDING FOR FINDINGS OF FACT; FINDINGS OF CONSISTENCY; SEVERABILITY; AND AN EFFECTIVE DATE

(03/25/03 - 12 - 2:40 p.m.)

13. PUBLIC HEARING - ADOPTION HEARING OF COMPREHENSIVE PLAN AMENDMENT PURSUANT TO TWICE-YEAR CYCLE (JUNE 2002). THIS PROPOSED FUTURE LAND USE MAP AMENDMENT AMENDS THE 2015 FUTURE LAND USE MAP FROM RESIDENTIAL - C TO INDUSTRIAL FOR PROPERTIES LOCATED ALONG DOBBS ROAD - THIS IS THE ADOPTION HEARING OF COMPREHENSIVE PLAN AMENDMENT PURSUANT TO TWICE-YEAR CYCLE (JUNE 2002). THIS PROPOSED FUTURE LAND USE MAP AMENDMENT AMENDS THE 2015 FUTURE LAND USE MAP FROM RESIDENTIAL - C TO MIXED USE FOR PROPERTIES LOCATED ALONG DOBBS ROAD. THE COUNTY AND PROPERTY OWNERS ARE ALLOWED TO AMEND THE COMPREHENSIVE PLAN TWICE A YEAR. THIS PROPOSED AMENDMENT WAS TRANSMITTED TO THE DEPARTMENT OF COMMUNITY AFFAIRS (DCA) ON OCTOBER 8, 2002. THE DCA ISSUED NO OBJECTION, RECOMMENDATION OR COMMENT FOR THIS PROPOSED AMENDMENT. THE PZA RECOMMENDED ADOPTION WITH A 5-0 VOTE AT ITS REGULAR MEETING ON MARCH 6, 2003 WITH TWO MEMBERS BEING ABSENT

Proof of Publication of the Notice of Public Hearing regarding the adoption hearing of proposed amendments to the St. Johns County Comprehensive Plan Future Land Use Map (1990-2015) and Goals, Objectives and Policies was received, having been published in *The St. Augustine Record* on February 19, 2003.

Teresa Bishop, AICP, Planning Director, noted that there is a typographical error on the agenda cover sheet and that it should read "*from Residential-C to Mixed Use.*" Bishop noted that the County Utility Department is installing water and sewer lines in that area which facilitate industrial-type development, and therefore it will be geared more toward mixed-use than residential. (2:41 p.m.) **Motion by Jacalone, seconded by Maguire, carried 4/0, with Bryant absent, to enact Ordinance 2003-29.**

ORDINANCE NO. 2003-29

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING 2015 FUTURE LAND USE MAP OF COMPREHENSIVE PLAN, ORDINANCE NO. 2000-34, AS AMENDED, FOR PROPERTIES LOCATED ALONG DOBBS ROAD FROM RESIDENTIAL - C TO MIXED USE PROVIDING FOR FINDINGS OF FACT; FINDINGS OF CONSISTENCY; SEVERABILITY; AND AN EFFECTIVE DATE

(03/25/03 - 13 - 2:41 p.m.)

14. PUBLIC HEARING - ADOPTION HEARING OF COMPREHENSIVE PLAN AMENDMENT PURSUANT TO TWICE-YEAR CYCLE (JUNE 2002). THIS PROPOSED FUTURE LAND USE MAP AMENDMENT AMENDS THE 2015 FUTURE LAND USE MAP FROM RURAL SILVICULTURE TO PARKS AND OPEN SPACE FOR PROPERTY LOCATED OFF OF FLAGLER ESTATES BOULEVARD WEST OF CR 13 SOUTH - THIS IS THE ADOPTION HEARING OF COMPREHENSIVE PLAN AMENDMENT PURSUANT TO TWICE-YEAR CYCLE (JUNE 2002). THIS PROPOSED FUTURE LAND USE MAP AMENDMENT AMENDS THE 2015 FUTURE LAND USE MAP FROM RURAL SILVICULTURE TO PARKS AND OPEN SPACE FOR PROPERTY LOCATED OFF OF FLAGLER ESTATES BOULEVARD WEST OF CR 13 SOUTH. THE COUNTY AND PROPERTY OWNERS ARE ALLOWED TO AMEND THE COMPREHENSIVE PLAN TWICE A YEAR. THIS PROPOSED AMENDMENT WAS TRANSMITTED TO THE DEPARTMENT OF COMMUNITY AFFAIRS (DCA) ON OCTOBER 8, 2002. THE DCA ISSUED NO OBJECTION, RECOMMENDATION OR COMMENT FOR THIS PROPOSED AMENDMENT. THE PZA RECOMMENDED ADOPTION WITH A 5-0 VOTE AT ITS REGULAR MEETING ON MARCH 6, 2003, WITH TWO MEMBERS BEING ABSENT

Proof of Publication of the Notice of Public Hearing regarding the Adoption Hearing of proposed amendments to the St. Johns County Comprehensive Plan Future Land Use Map (1990-2015) and Goals, Objectives and Policies was received, having been published in *The St. Augustine Record* on February 19, 2003.

Teresa Bishop, AICP, Planning Director, reviewed the request and the location of the property. She stated that this amendment is to facilitate the County purchasing this land for a park in the Hastings and Flagler Estates area. (2:42 p.m.) **Motion by Stern, seconded by Maguire, carried 4/0, with Bryant absent, to approve the proposed Future Land Use Map amendment, Ordinance No. 2003-30.** Jacalone asked if the other Board members knew anything about the County purchasing this property. Bishop said the County was pursuing this property and did bring it to Planning's attention and that is why they are

pursuing this amendment. In response to a question by Meiszer, Bishop said the Recreation Department is pursuing this property for a park.

ORDINANCE NO. 2003-30

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING 2015 FUTURE LAND USE MAP OF COMPREHENSIVE PLAN, ORDINANCE NO. 2000-34, AS AMENDED, FROM RURAL/ SILVICULTURE TO PARKS AND OPEN SPACE PROVIDING FOR FINDINGS OF FACT; FINDINGS OF CONSISTENCY; SEVERABILITY; AND AN EFFECTIVE DATE

(03/25/03 - 14 - 2:44 p.m.)

15. PUBLIC HEARING - ADOPTION HEARING OF COMPREHENSIVE PLAN AMENDMENT PURSUANT TO TWICE-YEAR CYCLE (JUNE 2002). THESE COMPREHENSIVE PLAN AMENDMENTS AMEND THE 2015 GOALS, OBJECTIVES AND POLICIES OF THE PLAN - THE COUNTY AND PROPERTY OWNERS ARE ALLOWED TO AMEND ITS COMPREHENSIVE PLAN TWICE A YEAR. THESE PROPOSED TEXT AMENDMENTS REVISE THE GOALS, OBJECTIVES AND POLICIES OF THE COMPREHENSIVE PLAN. DELETIONS ARE DEPICTED BY STRIKETHROUGH AND ADDITIONS ARE DEPICTED BY UNDERLINE. THESE PROPOSED AMENDMENTS TO THE GOALS, OBJECTIVES AND POLICIES OF THE COMPREHENSIVE PLAN AMENDMENT ARE PROVIDED PURSUANT TO TWICE-YEAR CYCLE (JUNE 2002). THE COUNTY AND PROPERTY OWNERS ARE ALLOWED TO AMEND THE COMPREHENSIVE PLAN TWICE A YEAR

Proof of Publication of the Notice of Public Hearing regarding the adoption hearing of proposed amendments to the St. Johns County Comprehensive Plan Future Land Use Map (1990-2015) and Goals, Objectives and Policies was received, having been published in *The St. Augustine Record* on February 19, 2003.

(Lopez distributed revised language for the Ordinance short title.) Teresa Bishop, AICP, Planning Director, stated that this set of amendments are textual and are being initiated by the County through the Planning staff. The changes address clarifications within policies, legal issues and settlement agreements. She reviewed the changes individually, which are included in Exhibit A, under designated headings on the following pages: page 10 - Cultural/Institutional; pages 17-19 - New Town Development; page 20 - Affordable Housing; pages 21-22 - Community Form and Specific Use Standards; page 23 - Housing Density policy; page 24 - Town Center Village; page 26 - Town Center Village Mixed-Use Core; and, page 29 - amendment adoption date, concludes changes for New Town. (2:53 p.m.) Jacalone established that the recommendations for the New Town Center came from negotiations between the litigants (Florida Wildlife Federation), the County Attorney's Office, and the Planning Staff. Bishop explained that the New Town amendments and the Nocatee DRI were going on at the same time and Staff did work with those developers, as well as, One Thousand Friends of Florida, and others, with regard to the New Town criteria. (2:54 p.m.) **Motion by Meiszer, seconded by Jacalone, to amend the Goals, Objectives and Policies of Comprehensive Plan, Ordinance No. 2000-34, as amended; amending Section A.1.11 providing for the efficient, compact development; amending A.1.19 the New Town development; amending A.1.6 Agriculture and Silviculture areas; amending E.2.2 Native Forests, Floodplains, Wetlands and Upland Communities, and Surface Water; amending A.1.3.12 the Compatibility of Adjacent and Surrounding Land Uses; amending D.3.2.4 to provide consistency with E.2.2; amending B.1.1.1 and H.1.2.1 Transportation Level of Service; providing for Findings of Fact; Findings of Consistency; severability; and establishing an effective date.** (2:56 p.m.) Bishop

continued reviewing the proposed amendments on the following pages: pages 30 and 33 – Agricultural and Silvicultural Areas; page 38 – Wetlands – added the language that is in the Land Development Code; page 47 is a new policy on vegetative buffers; page 48 – defines compatibility and removes the Compatibility Index; pages 51 and 52 – in reference to the Rule Variance. (3:06 p.m.) **Motion to enact Ordinance No. 2003-31, carried 4/0, with Bryant absent.**

ORDINANCE NO. 2003-31

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING THE GOALS, OBJECTIVES AND POLICIES OF COMPREHENSIVE PLAN, ORDINANCE NO. 2000-34, AS AMENDED; AMENDING A.1.11 PROVISION OF EFFICIENT COMPACT DEVELOPMENT; AMENDING A.1.19 NEW TOWN DEVELOPMENT; AMENDING A.1.6 AGRICULTURE AND SILVICULTURE AREAS; AMENDING E.2.2 NATIVE FORESTS, FLOODPLAINS, WETLANDS, UPLAND COMMUNITIES, AND SURFACE WATER; AMENDING A.1.3.12 COMPATIBILITY OF ADJACENT AND SURROUNDING LAND USES; AMENDING D.3.2.4 TO PROVIDE CONSISTENCY WITH E.2.2; AMENDING B.1.1.1 AND H.1.2.1 TRANSPORTATION LEVEL OF SERVICE; PROVIDING FOR FINDINGS OF FACT; FINDINGS OF CONSISTENCY; SEVERABILITY; AND AN EFFECTIVE DATE

(03/25/03 - 15- 3:06 p.m.)

4. CONSIDER A MOTION TO TRANSFER \$41,272 FROM 4426-59920 (UTILITIES FUND RESERVES) TO 4409-51200 AND RELATED PERSONAL SERVICES LINE ITEMS (I.E. – FICA, RETIREMENT, INSURANCE AND WORKERS COMP.) FOR THE PURPOSE OF HIRING AN ENGINEER

C. Frank Kenton, Utility Administrative Manager, presented the item on behalf of Bill Young. Kenton explained the need for the position is due to the fact that the Engineering Manager has been working eight to 12 hour days, seven days per week. He reviewed some of the major responsibilities that would be assigned to the new engineer. Discussion followed about the educational requirements of the position, as well as, it being a critical need. (3:12 p.m.) Kenton read the job description requirements. There was discussion about the need not being recognized during the last budget process. (3:14 p.m.) **Motion by Jacalone, seconded by Maguire, carried 4/0, with Bryant absent, to transfer \$41,272 from 4426-59920 (Utilities Fund Reserves) to 4409-51200 and related personal services line items (i.e. – FICA, retirement, insurance and workers comp).**

(3:15 p.m.) Stern called a five-minute recess and the meeting reconvened at 3:31 p.m. with Bryant present. (*The meeting continued with Reports.*)

(03/25/03 - 15 - 1:52 p.m.)

5. UPDATE ON THE COLLEGE PARK DRAINAGE IMPROVEMENTS

Nick M. Perpich, P.E., Project Engineer, explained that this is intended as an update for a new project. Perpich introduced the consultant, Neil Aikenhead, from Edwards and Kelcey, who provided the presentation. Aikenhead utilized screen shots to identify the subject area and reviewed what has been done to date. He noted that the area has historic flooding problems and demonstrated how the water moves across the area and where the worst drainage problems exist. He identified the primary channel and its' relation to the railroad and SR 207. He talked about the proposed remedy and stated that a goal is to

reduce the time it takes to get the stormwater levels down. Aikenhead expressed optimism in keeping mitigation costs down, and therefore lowering overall construction costs. (2:04 p.m.) Joe Stephenson, Public Works Director, used the map to follow the route of the drainage basin. He explained that this project is vital to improving West Augustine. Stephenson said there is little point in replacing old drainage structures without providing outfalls for them. He said this is a long range project. (2:06 p.m.) Maguire asked where the other half of West Augustine drained. Stephenson responded that it drains into the Oyster Creek Basin.

(2:08 p.m.) Stephen Crooms, 936 Ervin Street, West Augustine, thanked the group for the presentation and bringing attention to the drainage problems. He expressed optimism in relieving some of the problems with this project.

(2:09 p.m.) Stephenson commented that the project will be ongoing, a piece at a time, and will cost many millions of dollars. (2:11 p.m.) Maguire asked if credit would be given for mitigation on work in this area. Stephenson didn't think it would amount to much and said it would be a heavy mitigation bill to get this project off the ground.

(The next item heard was 8.)

6. UPDATE ON THE FIRE RESCUE DEPARTMENT AND ITS CAPITAL IMPROVEMENT PROGRAM

(Item 6 was not heard and will be rescheduled.)

(03/25/03 - 16 - 3:31 p.m.)
COMMISSIONERS' REPORTS

Commissioner Meiszer:

No report.

(3:32 p.m.)

Commissioner Maguire:

Maguire asked if Adams could contact other counties to see if Maguire could give a presentation prior to the April 10 voting meeting on modifications. Bryant agreed.

(3:32 p.m.)

Commissioner Jacalone:

Jacalone referred to the item he added earlier on private road access problems. He said he understood the attorneys' hesitancy regarding improving private property, but asked that minimal work be done in extreme, or emergency situations.

(3:34 p.m.) Maguire brought up the situation off Nine-Mile Road, in that the property owners have a maintenance agreement on that road that is mandated by the County. He expressed concern about handling these situations in a similar way.

(3:35 p.m.)

Commissioner Bryant:

Bryant commented on the visual improvement due to demolition of the old college buildings on A1A South. Bryant also noted that Senator Jim King's Legislative Assistant, Claire Ramsey, was killed in an automobile accident on February 23rd. He noted that Ms. Ramsey was very supportive and helpful to County Staff.

(3:36 p.m.)

Commissioner Stern:

Stern said some may have known Claire Ramsey as Claire Schroeder. She said that Ms. Ramsey was the Legislative Assistant to former Senator Bill Bankhead and stayed on after Senator King was elected. Stern said it was a tragic accident and her loss is being mourned. She said Senator King's office has asked that contributions be made to the K & C Pet Rescue Donation Fund, c/o Florida Senate District Office, 9485 Regency Square Blvd., Suite 108, Jacksonville, FL 32225, which was formed by Ramsey and her mother. Stern noted that she and her mother housed pets until they could be adopted. She said her mother currently has over 40 dogs to care for. Stern also announced that she is testing a new method of receiving the agenda packet, on a compact disc, as opposed to a three-ring binder.

(03/25/03 - 17 - 3:41 p.m.)

COUNTY ADMINISTRATOR'S REPORT

There was no report.

(03/25/03 - 17 - 3:42 p.m.)

COUNTY ATTORNEY'S REPORT

Lopez reported that she received a phone call from Frank Upchurch, who represents Ringpower. She reviewed that there is current litigation with one of the neighbors who has sued the County regarding the World Commerce Center/Ringpower projects. She said this is an awkward situation, in that Ringpower has intervened on the County's behalf and negotiations are continuing.

(3:44 p.m.) Commissioner Meiszer talked about the paving of Francis Road and said he thought the whole issue should be revisited and a more equitable arrangement sought.

(3:46 p.m.) Maguire asked about the lawsuit and the paving. Discussion followed about what the Board's intent was with regard to the paving of South Francis Road, and costs were also discussed. (3:50 p.m.) Jacalone noted that there was an obligation to four-lane International Golf Parkway and now that falls onto the World Commerce Center people. Meiszer noted that the party who brought the lawsuit is under the opinion that the County is not going to do anything to South Francis Road. It was noted that a commitment was made to improve South Francis Road. (3:51 p.m.) Jacalone asked for a copy of the petition. (3:52 p.m.) Bryant talked about what happened in 1997 when the Belz Outlet Mall was approved. Discussion followed on roadway capacities and a concurrency program. (3:54 p.m.) Bryant talked about having landowners or developers pay into a fair share program to reach some fairness for funding transportation projects.

(3:55 p.m.) Bosanko reported that there was another lawsuit to do with accessing lots at Summerhaven. He said the County is involved because it owns some property there. Bosanko said a mediation is scheduled and typically a Commissioner attends. After some discussion, Jacalone agreed to participate at the mediation on April 30th.

(03/25/03 - 17 - 3:57 p.m.)

CLERK OF COURT'S REPORT

No report.

(3:57 p.m.) **Motion by Stern, seconded by Bryant, carried 5/0, to adjourn.**

With there being no further business to come before the Board, the meeting adjourned at 3:57 p.m.

REPORTS:

1. St. Johns County Board of County Commissioners Check Register, Check No. 332057 through 332344 totaling \$1,250,474.38 (3/18/03)
2. St. Johns County Board of County Commissioners Check Register, Check No. 332345 through 332370 totaling \$45,544.88 (3/20/03)

Approved April 15, 2003

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: James E. Bryant
James E. Bryant, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By: Cheryl Strickland
Deputy Clerk