MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
JULY 25, 2006
(9:00 A.M.)

Proceedings of a regular/special meeting of the Board of County Commissioners of St. Johns County, Florida, 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, Chairman
Cyndi Stevenson, District 1, Vice Chair
Karen R. Stern, District 2
Ben Rich, District 3
Bruce A. Maguire, District 4
Ben W. Adams, Jr., County Administrator
Dan Bosanko, County Attorney
Terry Bulla, Deputy Clerk

(07/25/06 - 1 – 8:06 a.m.)
CALL TO ORDER

Bryant called the special meeting to order.

(07/25/06 - 1 – 8:06 a.m.)
1. CLOSED SESSION - THIS IS A PRIVATE ATTORNEY-CLIENT MEETING OF THE BOARD OF COUNTY COMMISSIONERS HELD IN ACCORDANCE WITH SECTION 286.011(8), FLORIDA STATUTES. THE SPECIAL MEETING WILL BE CONFINED TO SETTLEMENT NEGOTIATIONS AND LITIGATION EXPENSE STRATEGY PERTAINING TO THE LAWSUIT CONCESSIONS, INC. V. ST. JOHNS COUNTY. THE SPECIAL MEETING HAS BEEN ADVERTISED FOR 8:00 A.M. CONFERENCE ROOM "A" HAS BEEN RESERVED FOR THIS MEETING

Dan Bosanko, County Attorney, stated that he needed advice from the Board on the settlement negotiations and litigation expense strategy pertaining to the lawsuit Concessions, Inc.

Bryant announced that those in attendance would include: James Bryant, Ben Rich, Cyndi Stevenson, Bruce Maguire, Karen Stern, Daniel Bosanko, County Attorney, Patrick McCormack, Assistant County Attorney and Cathy Upchurch, Court Reporter. The meeting moved to Conference Room "A".

(07/25/06 - 1 – 9:02 a.m.)
The meeting returned to the Auditorium.

(9:02 a.m.) **Motion by Bryant, seconded by Maguire, carried 5/0, to adjourn the special meeting, having closed the attorney/client settlement meeting.**

The regular meeting proceedings began at 9:10 a.m.

(07/25/06 – 1 – 9:10 a.m.)
ROLL CALL

Bryant stated that all five commissioners were present.

(07/25/06 – 2 – 9:11 a.m.)
Maguire gave the Invocation and Bryant led the Pledge of Allegiance.

(07/25/06 – 2 – 9:12 a.m.)
PUBLIC COMMENT

Robin Nadeau, 26 Mickler Blvd., spoke regarding the construction of a swimming pool in Hastings. She noted there was only one public pool in all of St. Johns County, and encouraged the building of more pools within the County, especially for youth and the elderly.

(07/25/06 – 2 – 9:17 a.m.)
DELETIONS TO CONSENT AGENDA

There were none.

(07/25/06 – 2 – 9:17 a.m.)
APPROVAL OF CONSENT AGENDA

Motion by Stern, seconded by Maguire, carried 5/0, to approve the Consent Agenda.

1. Approval of the Cash Requirement Report

2. Minutes:
   06/27/06 - BCC Regular Meeting

3. Sheriff's Office Bonds:

Approve:	Shea Green	David Ramos	Jeremy Russell
	Gregor Ruesch		
Cancel:	Tiffany Masters	Jason Clark	Robert Jones
	Jeffery Deese	Sherry Jarman	Barbara Jackson
	James Virgalla	Marissa Castagna-McGettigan	

4. Motion to adopt **Resolution No. 2006-241,** accepting the terms of the agreement between St. Johns County Board of County Commissioners and Psychological Services of St. Augustine

RESOLUTION NO. 2006-241

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING AN AGREEMENT BETWEEN ST. JOHNS COUNTY AND PSYCHOLOGICAL SERVICES OF ST. AUGUSTINE

5. Motion to adopt **Resolution No. 2006-242,** accepting the terms of the agreement between St. Johns County Board of County Commissioners and Dr. Steven P. Dingfelder & Associates

RESOLUTION NO. 2006-242

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING AN AGREEMENT BETWEEN ST.

JOHNS COUNTY AND DR. STEVEN P. DINGFELDER & ASSOCIATES

6. Motion to adopt **Resolution No. 2006-243,** accepting the terms of the agreement between St. Johns County Board of County Commissioners and Dr. Sherry Risch

RESOLUTION NO. 2006-243

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING AN AGREEMENT BETWEEN ST. JOHNS COUNTY AND DR. SHERRY RISCH

7. Motion to adopt **Resolution No. 2006-244,** accepting the terms of the agreement between St. Johns County Board of County Commissioners and Breakthroughs Counseling and Recovery Inc.

RESOLUTION NO. 2006-244

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING AN AGREEMENT BETWEEN ST. JOHNS COUNTY AND BREAKTHROUGHS COUNSELING AND RECOVERY, INC.

8. Motion to adopt **Resolution No. 2006-245,** accepting the terms of the agreement between St. Johns County Board of County Commissioners and Stewart-Marchman Center

RESOLUTION NO. 2006-245

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING AN AGREEMENT BETWEEN ST. JOHNS COUNTY AND STEWART-MARCHMAN CENTER

9. Motion to adopt **Resolution No. 2006-246,** accepting the terms of the agreement between St. Johns County Board of County Commissioners and Gateway Community Services

RESOLUTION NO. 2006-246

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING AN AGREEMENT BETWEEN ST. JOHNS COUNTY AND GATEWAY COMMUNITY SERVICES, INC.

10. Motion to adopt **Resolution No. 2006-247,** approving an Interlocal Agreement with the City of St. Augustine Beach for the development of off-beach parking and restrooms

RESOLUTION NO. 2006-247

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA,

APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF AN AGREEMENT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND THE CITY OF ST. AUGUSTINE BEACH, FLORIDA, FOR THE DESIGN AND CONSTRUCTION OF OFF-BEACH PARKING AND RESTROOMS IN CHAUTAUQUA BEACH SUBDIVISION OF ST. AUGUSTINE BEACH OF ST. JOHNS COUNTY, FLORIDA, AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE AGREEMENT ON BEHALF OF ST. JOHNS COUNTY

11. Motion to approve the transfer of $37,286 from Holmes Boulevard Fund reserves (3308-59927) to the Holmes Boulevard Fund (3308-56330) for the construction of Kenton Morrison Road Realignment

12. Motion to declare the Amkus Hydraulic equipment as surplus and approve the equipment donation to First Coast Technical Institute

13. Motion to authorize the County Administrator, or his designee, to enter into a contract with Beachcombers, Inc., for annual maintenance of St. Johns County ocean beaches and beachfront parks, in accordance with Bid No. 06-73 for a period of one (1) year with four (4) one-year renewal options

14. Motion to adopt **Resolution No. 2006-248**, accepting an Easement for Utilities for water and sewer service to Sevilla at World Commerce Subdivision Phase Two, and accepting a Bill of Sale conveying all personal property associated with the water and sewer system

RESOLUTION NO. 2006-248

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER AND SEWER SERVICE TO SEVILLA AT WORLD COMMERCE SUBDIVISION PHASE TWO AND ACCEPTING A BILL OF SALE CONVEYING ALL PERSONAL PROPERTY ASSOCIATED WITH THE WATER AND SEWER SYSTEM

15. Motion to adopt **Resolution No. 2006-249,** accepting an Easement for Utilities for water service to Ancient City Plaza located off of US #1 South

RESOLUTION NO. 2006-249

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER SERVICE TO ANCIENT CITY PLAZA LOCATED OFF OF US #1 SOUTH

16. Motion to adopt **Resolution No. 2006-250,** authorizing the execution of the Purchase and Sale Agreement for the acquisition of property to mitigate wetland impacts as a result of the construction of Capital Improvement Projects

RESOLUTION NO. 2006-250

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND AUTHORIZING THE EXECUTION OF THE PURCHASE AND SALE AGREEMENT FOR THE ACQUISITION OF PROPERTY TO MITIGATE WETLAND IMPACTS AS A RESULT OF THE CONSTRUCTION OF CAPITAL IMPROVEMENT PROJECTS

17. Motion to adopt **Resolution No. 2006-251,** Housing Conveyance Agreement and the Special Warranty Deed, and associated documents, in connection with the Nocatee DRI Development Order affordable housing requirements, and authorizing the County Administrator to join in the execution of said documents on behalf of the County

RESOLUTION NO. 2006-251

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND CONDITIONS OF AND ACCEPTING THE AFFORDABLE HOUSING CONVEYANCE AGREEMENT AND THE SPECIAL WARRANTY DEED AND ASSOCIATED DOCUMENTS IN CONNECTION WITH THE NOCATEE DRI DEVELOPMENT ORDER AFFORDABLE HOUSING REQUIREMENTS AND AUTHORIZING THE COUNTY ADMINISTRATOR TO JOIN IN THE EXECUTION OF SAID DOCUMENTS ON BEHALF OF THE COUNTY

18. Motion to adopt **Resolution No. 2006-252,** approving a final plat for Young's Estates

RESOLUTION NO. 2006-252

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A SUBDIVISION PLAT FOR YOUNG'S ESTATES

19. Motion to adopt **Resolution No. 2006-253,** approving a final plat for Durbin Crossing North Phase I – Unit 2

RESOLUTION NO. 2006-253

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A SUBDIVISION PLAT FOR DURBIN CROSSING NORTH PHASE 1 – UNIT 2

20. Proofs:
    a. Proof, Notice to Bidders, Bid No. 06-130
    b. Proof, Notice to Bidders, Bid No. 06-129
    c. Proof, Notice to Bidders, Bid No. 06-101
    d. Proof, Notice to Bidders, RFP No. 06-125

e. Proof, Notice to Bidders, Bid No. 06-128
f. Proof, Certificate of Liability Insurance, Oasis Outsourcing Holdings, Inc.
g. Proof, Certificate of Liability Insurance, Builder Services of North Florida
h. Proof, Certificate of Liability Insurance, TLR of Bonita, Inc., dba Enterprise HR
i. Proof, Certificate of Liability Insurance, Sawl Enterprises, Inc.

(07/25/06 - 6 – 9:17 a.m.)
ADDITIONS/DELETIONS TO REGULAR AGENDA

Bryant requested to move Item 20 to A1.

(07/25/06 - 6 – 9:17 a.m.)
APPROVAL OF REGULAR AGENDA

Motion by Stern, seconded by Maguire, carried 5/0 to approve the regular agenda as amended.

(07/25/06 - 6 – 9:18 a.m.)
A1. PUBLIC HEARING – PNZVAR 2006-07, GATE CONVENIENCE STATION #1202 - THIS REQUEST SEEKS APPROVAL OF A NON-ZONING VARIANCE REGARDING SIGNAGE, SPECIFICALLY SECTIONS 3.06.09.A.1, 3.06.09.A.4, AND 3.06.09.C.6.B OF THE LAND DEVELOPMENT CODE. THE PARCEL IS LOCATED AT 10970 U.S. 1 SOUTH AND IS ZONED COMMERCIAL INTENSIVE (CI). THE APPLICANT WISHES TO RELOCATE AN EXISTING LEGAL NON-CONFORMING SIGN, ON PALM VALLEY ROAD, APPROXIMATELY FIFTY FEET TO THE SOUTH. THIS SIGNAGE WILL NEED TO BE RELOCATED BECAUSE OF THE ROAD WIDENING FOR THE NOCATEE DEVELOPMENT TO THE EAST. THE APPLICANT NEEDS THESE NON-ZONING VARIANCES FROM THE PONTE VEDRA / PALM VALLEY COASTAL CORRIDOR OVERLAY DISTRICT IN ORDER TO MAKE THE SIGNAGE LEGALLY CONFORMING TO THE CODE SO THE SIGN MAY BE MOVED TO ITS NEW LOCATION. THE APPLICANT IS ALSO ASKING FOR A WAIVER OF FEES FOR THE NON-ZONING VARIANCE (*Previously Item 20*)

Proof of publication of the notice of public hearing on PNZ 2006-07, Gate Convenience Station #1202, was received, having been published in *The St. Augustine Record* on July 10, 2006.

Teresa Bishop, Planning Director, gave the presentation and stated that it was for a sign that was non-conforming to the Overlay District criteria for signage. She said they were simply relocating the sign outside the right-of-way, due to intersection improvements that were being made there. She said they were also asking to waive the review fee for the waiver.

Ex-parte communication was declared by Stern who spoke with representative Don Davis who also worked with Gate Petroleum and they discussed the donation of the right-of way and the reasons for the request. Maguire also declared ex-parte saying he had received a letter from Davis but did not return a voice message. Stevenson declared written ex-parte on the item. Bryant stated he also had received a letter from Gate Petroleum explaining their stance and the request.

(9:20 a.m.) **Motion by Stevenson, seconded by Rich, carried 5/0, to approve PNZVAR 2006-07, making findings of fact 1 through 5 to support the motion, including the fee waiver and variance.**

(07/25/06 – 7 – 9:22 a.m.)
1. ST. JOHNS COUNTY CHAMBER OF COMMERCE QUARTERLY REPORT

Kari Hall Keating, Vice President for Economic Development SJC Chamber of Commerce, gave the presentation. She noted the Florida East Coast Industries decision to move their headquarters to Jacksonville, and emphasized the need to concentrate on maintaining the current work force within the county. Discussion ensured regarding the move. Keating reviewed the third quarter performance points, including web-based marketing, marketing, government affairs, events, partnerships, local business expansion, target industry recruitment, and upcoming events.

(9:41 a.m.) General discussion followed regarding workforce housing, the possibility of increasing the gas tax by five-cents to reduce future deficits, the Workforce Preparation Survey Report, FEC leaving St. Augustine and its economic impact, the Career Academies work being done by the Chamber, the Fiscal Impact Studies by Dr. Fishkind and its overall high quality, and commercial impact fees.

(07/25/06 – 7 – 10:02 a.m.)
2. PRESENTATION OF THE PROPOSED FY 2007 MILLAGE RATES

Doug Timms, Director of Office of Management and Budget, said they were there to set the millage rates and to set the dates for a Public Hearing on September 5, 2006 at 5:30 p.m. in the Auditorium. He noted it was a follow-up to the recommended budget presentation on July 11 and the Board Workshop on July 18.

He reviewed the proposed millage for FY 2007 and said they had recommended that the millage rate not change, but noted a change for the St. Augustine South Street Lighting District from .143 mills to .158 mills. He said that would cause the aggregate millage rate to increase slightly from 6.9600 to 6.9624, and that was approximately a 20-cent impact per $100,000 dollars, a slight increase. He reviewed the roll back rate and said they were above the roll back rate currently. Timms noted there was an alternative, which would keep the aggregate millage rate flat at 6.96 and would lower the general fund millage slightly from 4.93 to 4.9275. He said it had the effect of reducing the General Fund by $55,000. Maguire said he liked the second but not the first and that was the consensus of the Board.

(10:06 a.m.) **Motion by Maguire, seconded by Rich, carried 5/0, to authorize the completion and execution of the FY 2007 form DR-420's by the County Administrator with the approved tentative millage rates and the establishment of September 5, 2006 at 5:30 p.m. in the County Auditorium as the first public hearing for the adoption of the Fiscal Year 2007 Annual Budget.**

(07/25/06 – 7 – 10:07 a.m.)
3. CONSIDER MOTION TO CONTINUE THE APPEAL TO THE ISSUANCE OF A DEVELOPMENT PERMIT FOR QUADRILLE PROJECT TO AUGUST 8, 2006

Motion by Stern, seconded by Rich, carried 5/0, to continue the appeal to the issuance of a development permit for Quadrille project to August 8, 2006.

(07/25/06 – 7 – 10:08 a.m.)
4. CONSIDER MOTION TO ADOPT A RESOLUTION RECOMMENDING TO THE NATIONAL PARK SERVICE "ALTERNATIVE C" AS THE GENERAL MANAGEMENT PLAN FOR CASTILLO DE SAN MARCO

Bryant stated that this was a request from Congressman Mica to support a project at the Castillo de San Marco, and they were asking for a resolution of support.

(10:09 a.m.) **Motion by Bryant, seconded by Maguire, carried 5/0, to adopt Resolution 2006-254, recommending to the National Park Service "Alternative C" as the general management plan for Castillo de San Marco.**

RESOLUTION NO. 2006-254

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, SUPPORTING AND RECOMMENDING CASTILLO DE SAN MARCOS GENERAL MANAGEMENT PLAN "ALTERNATIVE C" TO THE NATIONAL PARK SERVICE

(07/25/06 - 8 – 10:09 a.m.)

5. CONSIDER MOTION TO ADOPT A RESOLUTION APPROVING AND CONSENTING TO THE PROPOSED CABLE FRANCHISE MERGER BETWEEN AT&T, INCORPORATED AND BELLSOUTH ENTERTAINMENT, LLC

Bosanko gave the presentation and said federal law required the approval, and all was in proper order after review by Michael Hunt, Assistant County Attorney.

There was general discussion about the importance of transmission of the Government Channel to certain areas served by cable, the fact that assurances and promises from past providers had not been fulfilled because Federal law provided them an escape mechanism, and the desire to see a plan as to how and when the service would be provided with specific goals and objectives.

(10:17 a.m.) Thompson Rawls, Vice President and General Council of Bell South Entertainment, responded and said provisions were provided for the continued support of local government access channels and they realized it was an important interest. He said there was currently no viable business plan for specific goals and objectives for expansion, but that St. Johns County was a high priority and currently they provided 4,000 households service within the northern part of the county. He said the county was one of 14 sites in 9 states that already had service. He said they were the fourth entrant into the market, were competing with established service companies and were currently testing digital technologies for more efficient and cost effective services. He said the detailed plan for St. Johns County would be developed after the merger was completed.

(10:24 a.m.) Bosanko said he and Hunt had discussed the issue, and that the approval or denial of the merger was not the proper place to raise the issue. He said there was a way the County could force the issue if it was not pursued in an expeditious manner, which would entail a County funded study of services in the surrounded areas. He said it was Hunt's opinion that the merger would actually increase the likelihood of the improvements being done. Bosanko said they would need a different legal basis to deny the request.

(10:27 a.m.) **Motion by Stevenson, seconded by Stern, carried 4/1, with Maguire dissenting, to adopt Resolution No. 2006-255, approving and consenting to the proposed merger between AT&T, Incorporated and BellSouth Corporation.**

RESOLUTION NO. 2006-255

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING AND CONSENTING TO THE CHANGE IN CONTROL OF BELLSOUTH ENTERTAINMENT, LLC, ARISING FROM THE PROPOSED MERGER AGREEMENT BETWEEN AT&T, INC., AND BELLSOUTH CORPORATION

Meeting recessed at 10:28 a.m. and resumed at 10:37 a.m.

(07/25/06 – 9 – 10:37 a.m.)
6. SUMMER HAVEN REPORT

Patrick McCormack, Assistant County Attorney, gave the report. Laura Barrows, Senior Assistant County Attorney, was also in attendance. He reviewed the timeline and the 2006 preliminary roll values for Blocks 3-65, compared the MSTU (Ordinance 2006-15) and the MSBU, and noted the MSBU assessment could be significantly higher than the MSTU, but had to be tailored to give special benefit to each property. He said the aggregated based on the MSTU area would be approximately $67,000 per year. He introduced the people working on the effort including Darrell Locklear, Joe Stephenson and his team, Pres Tompkins, Debbie Christensen and Laura Barrow. He also introduced Wayne Lash and Don Dice, PBS&J engineers. He said PBS&J was making recommendations to the DEP regarding permitting procedures.

(10:45 a.m.) Wayne Lash stated that his work experience included working with the Florida DEP Bureau of Beaches and Coastal Systems. He reviewed the engineering and permitting slides and gave some of the history of work that had been done in the Summer Haven area, long-term options and spoke about the history of nearby and related projects including Matanzas Inlet, Marineland, A1A Flagler County and U.S. Army Corps of Engineers (USACE) studies. He reviewed potential engineering approaches including beach nourishment/re-nourishment, seawalls, sheet piles, revetments, groins, and geotubes. In response to a question from Stevenson, Lash said permit terms would include provisions to preserve the turtle habitat. He reviewed the permits required FDEP CCCL Permit and FDEP/USACE joint Coast Permit. He gave estimates for the cost range for the various options and said they were just the initial capital outlays, which did not include ongoing maintenance costs, and there would also be a cost to maintain the roadway. Stern asked if they hadn't just completed the FEMA berm. Lash said he did not think it was still there, and it was simply an emergency protective berm, which generally would not last very long. Rich commented on the money already expended on the project. Lash reviewed the costs of each option, and said the next step would be to review the options and see which would be the most viable.

(11:00 a.m.) Rich asked if there were any solutions, which would provide long-term safety from encroachment of the ocean, which would not be destroyed by a Category 3 hurricane. Lash said any of the options would involve a long-term maintenance activity and how lucky or unlucky they might be regarding storm activity. He said they could expect a significant rebuilding every 5 to 7 years. Rich questioned permitting timelines if they were able to get a permit. Lash said it would take 6 to 18 months. Rich asked if they were throwing money down the sewer. Lash said they might find the costs too high to maintain.

(11:04 a.m.) Stevenson said they had received testimony that it was like an inlet trying to reopen, and it would cost them as much to protect it as the value of what could be built there. She said it was difficult to provide emergency services and that was an

insurmountable problem and that the dwellings could not be maintained at the owner's own risk. She asked how they could get out of this untenable situation.

(11:07 a.m.) McCormack stated the County did provide emergency services, though it had been challenging, and they would continue to respond. He asked Lash what the permitting costs would be for any single option. Lash said it would be at least half of the construction costs.

(11:09 a.m.) McCormack reviewed the MSTU (Ordinance 2006-15) adopted by the Board. He said no property could be levied more that 10 mills. He said a Moratorium was in effect until October 1, 2006 and would require a hearing before it could be extended. Bryant asked McCormack to get staff to contact landowners to get their input regarding the options. Stern asked if any meetings had been held with the residents regarding MSBUs. McCormack said it was a good idea and that they were still in litigation with the residents of the area and could possibly co-ordinate it through their counsel.

(11:14 a.m.) Dr. David Bowen, 9349 Old A1A, Summer Haven, and said the barrier was the highest land for over a mile to the west. He said the new A1A would be lost as well as the Matanzas River and much land to the west. He said if something were not done there would be no turtle habitat, as there was only about 40 to 50 feet of land above seven feet. He said once the old A1A was gone, the land dropped down to seven feet above sea level, and it was not just their homes that would be gone, but there was potential for great loss to the environment.

Maguire asked if the DOT and DEP had been asked to fund the issue. Bowen said they would issue a permit for a wooden seawall but the County had never asked. He said if there was damage they could issue an emergency permit for 90 days without having to go through the permitting process.

(11:19 a.m.) McCormack said all the County staff had reasonably been trying to accommodate the area. He said the DOT had responded in the negative when asked to try to preserve the road. He said he was not aware of any offer of giving the road back to the homeowners. He noted if a homeowners association was formed the road could be handed over to the association. Rich said if the homeowners wanted to take control of the road that would be a good long-term solution to the problem.

(11:21 a.m.) Laura Barrow, Senior Assistant County Attorney, said they had received a letter from the DOT saying that old A1A was not necessary for the protection of the current SR A1A. Maguire asked if DOT had considered the possibility of the total loss of the island. Barrow said she would assume that they had considered that. Bryant suggested getting DOT and others together to see what could be done to protect new A1A.

(11:24 a.m.) The Board adjourned as the BCC and reconvened at the Community Redevelopment Agency.

(07/25/06 – 10 – 11:24 a.m.)

7. CONSIDER MOTION TO ADOPT A ST. JOHNS COUNTY COMMUNITY REDEVELOPMENT AGENCY RESOLUTION ACCEPTING A SATISFACTION OF MORTGAGE WITH E & C CONSTRUCTION OF ST. AUGUSTINE, INC. FOR LOT 19, BLOCK 116 AFRO-AMERICAN SUBDIVISION DANCY TRACT, AND AUTHORIZING THE CHAIRMAN TO EXECUTE THE SATISFACTION OF MORTGAGE ON BEHALF OF THE COMMUNITY REDEVELOPMENT AGENCY

Proof of publication of the notice of public hearing regarding a St. Johns County Community Redevelopment Agency resolution was received, having been published in *The St. Augustine Record* on July 15, 2006.

Benjamin Coney, Housing and Community Development Manager, gave the presentation, and asked for a motion to accept the satisfaction of the mortgage. Maguire asked why it was necessary for it to come before the Board. Bosanko said in government it was required to bring it before the public because it was a CRA mortgage satisfaction. Bryant suggested they do two Consent Agendas and convene as the CRA to handle the consent for CRA at one time. Coney said there were numerous lots to come before them and it was a good idea.

(11:28 a.m.) **Motion by Stern, seconded by Stevenson, carried 5/0, to adopt St. Johns County Community Redevelopment Agency Resolution No. 2006-5, accepting a Satisfaction of Mortgage with E & C Construction of St. Augustine, Inc. for Lot 19, Block 116 Afro-American Subdivision Dancy Tract, and authorizing the Chairman to execute the Satisfaction of Mortgage on behalf of the Community Redevelopment Agency.**

CRA RESOLUTION NO. 2006-5

A RESOLUTION OF THE ST. JOHNS COUNTY COMMUNITY REDEVELOPMENT AGENCY, ACCEPTING A "SATISFACTION OF MORTGAGE" WITH E & C CONSTRUCTION OF ST. AUGUSTINE, INC., FOR LOT 19, BLOCK 116 AFRO-AMERICAN SUBDIVISION DANCY TRACT, AND AUTHORIZING THE CHAIRMAN TO EXECUTE THE "SATISFACTION OF A MORTGAGE" ON BEHALF OF THE COMMUNITY REDEVELOPMENT AGENCY

(07/25/06 - 11 – 11:29 a.m.)

8. CONSIDER MOTION TO ADOPT A ST. JOHNS COUNTY COMMUNITY REDEVELOPMENT AGENCY RESOLUTION AUTHORIZING THE SALE OF ONE INFILL HOUSING LOT TO THE SAINT JOHNS BUILDERS COUNCIL FOR THE PURPOSE OF CONSTRUCTING AN AFFORDABLE HOME TO BE SOLD TO A SHIP INCOME-ELIGIBLE FAMILY WITH THE NET PROCEEDS BENEFITING LOCAL CHARITIES, AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE ANY DOCUMENTS NECESSARY TO ACCOMPLISH SAID PURPOSE, SO LONG AS SUCH DOCUMENTS HAVE BEEN REVIEWED AND APPROVED BY THE OFFICE OF COUNTY ATTORNEY

Proof of publication of the notice of public hearing regarding a St. Johns County Community Redevelopment Agency resolution was received, having been published in *The St. Augustine Record* on July 15, 2006.

Coney gave the presentation and said volunteers from the St. Johns County Builders Council were there to discuss their efforts to provide a charity build, where profits from the sale would go to local charities.

(11:30 a.m.) Randy Brunson, 1110 Woodlawn Rd., Chairman of the St. Johns County Builder's Council, asked for their support and approval to build on the infill lots. He said approximately $50,000 would have to be borrowed and paid off. He said it would be a workforce home and would be valued at $150,000, and Habitat for Humanity Council on Aging and United Way, as well as other agencies, would all receive some of

the money from the sale, which would be reinvested in helping the workforce population. He said it was a win-win situation.

(11:35 a.m.) **Motion by Rich, seconded by Maguire, carried 5/0, to adopt St. Johns County Community Redevelopment Agency Resolution No. 2006-6, authorizing the sale of one infill housing lot to the Saint Johns Builders Council for the purpose of constructing an affordable home to be sold to a SHIP Income-eligible family with the net proceeds benefiting local charities, and authorizing the County Administrator or designee to execute any documents necessary to accomplish said purpose, so long as such documents have been reviewed and approved by the Office of County Attorney.**

Maguire asked if the Board could contribute $6,000 to the program. Bosanko said he would research it and bring it back on the consent agenda. Coney commented on how the money was received and it would go to the CRA Trust Fund. Stern expressed her strong support of this project, and suggested they ask the State if they would like to match the $6,000 through the Sadowski fund. Stevenson wished them success.

CRA RESOLUTION NO. 2006-6

A RESOLUTION OF THE ST. JOHNS COUNTY COMMUNITY REDEVELOPMENT AGENCY, AUTHORIZING THE SALE OF ONE INFILL HOUSING LOT TO THE SAINT JOHNS BUILDERS COUNCIL FOR THE PURPOSE OF CONSTRUCTING AN AFFORDABLE HOME TO BE SOLD TO A SHIP INCOME ELIGIBLE FAMILY WITH THE NET PROCEEDS BENEFITING LOCAL CHARITIES, AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO PREPARE AND/OR EXECUTE ANY DOCUMENTS, NECESSARY TO ACCOMPLISH SAID PURPOSE, SO LONG AS SUCH DOCUMENTS HAVE BEEN REVIEWED AND APPROVED BY THE OFFICE OF COUNTY ATTORNEY OF ST. JOHNS COUNTY, FLORIDA

(07/25/06 - 12 – 11:42 a.m.)

9. CONSIDER MOTION TO ADOPT A ST. JOHNS COUNTY COMMUNITY REDEVELOPMENT AGENCY RESOLUTION AUTHORIZING ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS TO EXECUTE A STATE DEPARTMENT OF ENVIRONMENTAL PROTECTION PERMIT 55-246341-002-ES AND (DEP) MODIFICATION OF PERMIT NO. 55-246341-002-ES

Proof of publication of the notice of public hearing regarding a St. Johns County Community Redevelopment Agency resolution was received, having been published in *The St. Augustine Record* on July 15, 2006.

Coney said this was another infill property and it was determined there was a wetland impact. He said it had been resolved with a permit and an Environmental Specialist was there to answer questions. He said Item 9 was necessary to mitigate for the building lot they were permitting.

(11:44 a.m.) **Motion by Stern, seconded by Rich, carried 5/0, to adopt C.R.A. Resolution No. 2006-7, authorizing St. Johns County Board of County Commissioners to execute a State of Florida Department of Environmental Protection Permit No. 55-246341-002-ES and Modification of Permit No. 55-246341-002-ES.**

CRA RESOLUTION NO. 2006-7

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACTING AS THE ST. JOHNS COUNTY COMMUNITY REDEVELOPMENT AGENCY, APPROVING THE TERMS AND AUTHORIZING THE ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS TO EXECUTE A STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION PERMIT NO. 55-246341-002-ES AND A STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION MODIFICATION OF PERMIT NO. 55-246341-002-ES CREATING A CONSERVATION EASEMENT OVER SIX (6) ST. JOHNS COUNTY COMMUNITY REDEVELOPMENT AGENCY LOTS WITHIN THE AFRO-AMERICAN SUBDIVISION CONTAINING WETLANDS FOR MITIGATION IMPACTS ASSOCIATED WITH THE DEVELOPMENT OF ONE (1) LOT WITHIN THE AFRO-AMERICAN SUBDIVISION FOR THE PURPOSE OF CONSTRUCTING AN AFFORDABLE HOME

(11:45 a.m.) The CRA meeting was closed and the BCC meeting reconvened.

(07/25/06 - 13 – 11:46 a.m.)

10. CONSIDER MOTION TO ADOPT A RESOLUTION ACCEPTING THE TERMS OF THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION PERMIT NO. 55-246341-002-ES AND MODIFICATION OF PERMIT NO. 55-246341-002-ES AND AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE BOTH (DEP) PERMIT AND PERMIT MODIFICATION

Motion by Stern, seconded by Stevenson, carried 5/0, to adopt Resolution No. 2006-256, accepting the terms of the State of Florida Department of Environmental Protection Permit No. 55-246341-002-ES, and modification of Permit No. 55-246341-002-ES, and authorizing the Chairman of the Board to execute both (DEP) Permit and Permit Modification.

CRA RESOLUTION NO. 2006-256

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, APPROVING THE TERMS AND AUTHORIZING THE CHAIRMAN OF THE ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS TO EXECUTE A STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION PERMIT NO. 55-246341-002-ES AND A STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION MODIFICATION OF PERMIT NO. 55-246341-002-ES CREATING A CONSERVATION EASEMENT OVER SIX (6) ST. JOHNS COUNTY COMMUNITY REDEVELOPMENT AGENCY LOTS WITHIN THE AFRO-AMERICAN SUBDIVISION CONTAINING WETLANDS FOR MITIGATION IMPACTS ASSOCIATED WITH THE DEVELOPMENT OF ONE (1)

LOT WITHIN THE AFRO-AMERICAN SUBDIVISION FOR THE PURPOSE OF CONSTRUCTING AN AFFORDABLE HOME

(07/25/06 – 14 – 11:47 a.m.)

11. PUBLIC HEARING – PROPOSED DOCK LIGHTING ORDINANCE - AT A PRIOR COMMISSION WORKSHOP, STAFF WAS DIRECTED TO ADVERTISE THE PROPOSED DOCK LIGHTING ORDINANCE FOR ENACTMENT BY THE BOARD, ENTITLED: AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA; TO BE KNOWN AS THE ST. JOHNS COUNTY DOCK LIGHTING ORDINANCE; RESTRICTING THE USE OF CERTAIN LIGHTS ON DOCKS WITHIN ST. JOHNS COUNTY, FLORIDA; PROVIDING SEVERABILITY; PROVIDING AN EFFECTIVE DATE

Proof of publication of the notice of public hearing on the dock lighting ordinance was received, having been published in *The St. Augustine Record* on July 15, 2006.

McCormack gave the presentation and noted a change to the text. He said input from Berry Benjamin, Port Authority Commissioner, had been taken before the PZA, which found it consistent with the Comprehensive Plan, and recommended approval. He noted that the PZA had concerns as to whether it applied to the Intracoastal and the river. He said it did apply to both. They also expressed concern as to whether restricting mercury vapor lights would increase other lighting. He reviewed letters of endorsement received from community agencies and the public.

He noted a change in the County version of the ordinance: It said it was a matter of whether to allow outright ban on mercury vapor lights or to allow them with shielding. He noted that the top of second page section 2 is where change occurred. "A" regarded mercury vapor lights and "B" regarded vapor lights within 50 feet of the dock. Stevenson asked when changes had been submitted to him. McCormack said changes were made after the PZA meeting last Thursday. He said the County version would allow mercury vapor lights but they must be shielded. He said Benjamin's version would prohibit mercury vapor lights and restrict other types of vapor lights.

(11:56 a.m.) Stevenson asked if they were asking for revisions to include lights from 50 feet from the dock as well. McCormack said that idea had come from the workshop. Stevenson said that should go under the general lighting ordinance. She expressed discomfort of their jurisdiction on the waterways. She said it would be potentially difficult to enforce and encouraged the Board to keep it as simple as possible.

(12:00 p.m.) Maguire agreed that simplicity was important, and asked if the draft ordinance was in the packet. He agreed that the land portion should go with the general lighting ordinance, and asked if the City would be able to enforce it. McCormack said the City would have to pass its own ordinance, but the Board had the authority to enact it for the whole County and the municipalities could opt out.

(12:03 p.m.) Commissioner Barry Benjamin, St. Augustine Port Waterway and Beach Authority, said the City was in agreement. He said they were more concerned for the boaters because the dock lights caused night blindness for them. He said shielding was not the answer, and the mercury vapor lights needed to be banned. He stated that he asked on behalf of the Port Authority. He reviewed the changes he would like to see incorporated within the ordinance.

(12:07 p.m.) Rich expressed concern regarding enforceability of the ordinance. He asked Jim Acosta to respond. Jim Acosta, Supervisor of Code Enforcement, responded

that there would be a negative effect on personnel, he would have to look at rescheduling for night personnel and it would take at least two people. He noted there was a large amount of waterway to enforce, and it would be difficult, at best, to enforce it. Rich recommended it be complaint driven and should be enforced from land. Acosta said most times individuals did not know they were violating the law and most people would rectify the infraction.

(12:11 p.m.) **Motion by Maguire, seconded by Stern, to enact Ordinance No. 2006-82, to include changes as recommended by McCormack in Section 2, and those recommended by Commissioner Benjamin.** Stevenson expressed reservations and said she could not support the ordinance with the 50-foot provision and with the word "illuminate" included. **The motion carried 4/1 with Stevenson dissenting.**

ORDINANCE NO. 2006-82

AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA; TO BE KNOWN AS THE ST. JOHNS COUNTY DOCK LIGHTING ORDINANCE; RESTRICTING THE USE OF CERTAIN LIGHTS ON DOCKS WITHIN ST. JOHNS COUNTY, FLORIDA; PROVIDING SEVERABILITY; PROVIDING AN EFFECTIVE DATE

The meeting recessed for lunch at 12:16 p.m., and reconvened at 1:36 p.m. with four commissioners, Bosanko, McCormack, Zebrowsky and Deputy Clerk Lenora Newsome present: Commissioner Maguire was not yet present.

(07/25/06 – 15 – 1:36 p.m.)

12. PUBLIC HEARING – HEILMAN PROPERTY WAIVER REQUEST FOR BALD EAGLE NEST SJ-021 - APPLICANT SEEKS A WAIVER TO SECTIONS 4.01.10 B, C AND D, OF THE LAND DEVELOPMENT CODE, HABITAT MANAGEMENT FOR THE BALD EAGLE, TO CONSTRUCT A DETACHED GARAGE ON A LOT WITH AN EXISTING SINGLE-FAMILY HOME. THE LOT IS LOCATED AT 1221 HIBISCUS STREET, AND IS IN THE PRIMARY ZONE OF BALD EAGLE NEST SJ-021

Proof of publication of the notice of public hearing on the Heilman Property waiver request for Bald Eagle Nest SJ-021 was received, having been published in *The St. Augustine Record* on July 10, 2006.

Jan Brewer, Environmental Manager, reviewed this item.

(1:41 p.m.) Adrian Heilman, 1221 Hibiscus Street, reviewed the plans for building his garage, Exhibit A. (1:43 p.m.) **Motion by Stevenson, seconded by Stern, carried 4/0 with Maguire absent, to approve the waiver to Section 4.01.10 B, C and D, providing the garage shall be constructed at a minimum of 470 feet from the nest tree and no exterior construction will take place during the nesting season.**

(07/25/06 – 15 – 1:44 p.m.)

13. PUBLIC HEARING – REZ 2005-65, HUTCHINSON BUSINESS PARK REZONING - THIS IS A REQUEST TO REZONE .75 ACRES FROM PLANNED SPECIAL DEVELOPMENT (PSD) TO COMMERCIAL INTENSIVE (CI) FOR AUTOMOTIVE REPAIR. THE PROPERTY IS CURRENTLY OCCUPIED BY A BAIL BONDS OFFICE. THE PROPOSED ZONING CHANGE WOULD ALLOW FOR THE CONTINUATION OF EXISTING USE. THE PARCEL IS LOCATED

ON THE CORNER OF LEWIS SPEEDWAY AND AVENUE D, AND IS LOCATED WITHIN THE MIXED USE DISTRICT (MD) LAND USE AREA, AS DEPICTED ON THE 2015 FUTURE LAND USE MAP. WATER AND SEWER WILL BE PROVIDED BY THE CITY OF ST. AUGUSTINE. ADJACENT ZONINGS ARE OPEN RURAL (OR), PUBLIC SERVICE (PS), COMMERCIAL INTENSIVE (CI), AND RESIDENTIAL SINGLE FAMILY (RS-3). THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS REZONING REQUEST AT THEIR APRIL 20, 2006 HEARING BY A VOTE OF 6/0. THIS ITEM WAS CONTINUED FROM THE JUNE 13 BOARD OF COUNTY COMMISSIONERS MEETING IN ORDER TO PLACE DEED RESTRICTIONS ON THE PROPERTY. A COPY OF THE DEED RESTRICTIONS WILL BE PROVIDED AT THE JULY 25 MEETING

Proof of publication of the notice of public hearing on REZ 2005-65, Hutchinson Business Park, was received, having been published in *The St. Augustine Record* on July 10, 2006.

Michael Blackford, Planner II, reviewed this item, handing in the Quit Claim Deed, Exhibit A. Rich asked for a brief description of the restrictions on the deed; Blackford explained. McCormack stated that the County Attorney's Office had reviewed the recorded copy of the deed and requested that a recorded copy be placed in the file. He mentioned that Rich had recused himself from the vote the last time this item was before the Board, and questioned if he was going to recuse himself this time also: Rich recused himself. Adjacent Property Owner Response Forms were submitted for the record, Exhibit B.

(1:47 p.m.) Maureen Sullivan Christine, attorney for Hutchinson, stated that they were here to get the property rezoned and were ready to answer any questions. (1:47 p.m.) Maguire entered the meeting. (1:48 p.m.) **Motion by Stern, seconded by Stevenson, carried 4/0 with Rich recused, to enact Ordinance No. 2006-83, known at REZ 2005-65, Hutchinson Business Park, adopting findings of fact 1 through 4 to support the motion.**

ORDINANCE NO. 2006-83

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM THE PRESENT ZONING CLASSIFICATION OF PLANNED SPECIAL DEVELOPMENT (PSD) TO COMMERCIAL INTENSIVE (CI) MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE

(07/25/06 – 16 – 1:49 p.m.)

14. PUBLIC HEARING – REZ 2006-05, COGGIN HONDA REZONING - THIS IS A REQUEST TO REZONE 9.99 ACRES FROM PLANNED SPECIAL DEVELOPMENT (PSD) TO COMMERCIAL INTENSIVE (CI) FOR THE CONSTRUCTION OF A NEW CAR DEALERSHIP. THE ALLOWED USE IN ORDINANCE 97-44 WAS AN AUTOMOTIVE DEALERSHIP, HOWEVER, PHASING HAS EXPIRED AND A REZONING IS REQUIRED. THE PROPERTY IS CURRENTLY VACANT. THE PARCEL IS LOCATED ALONG US 1 SOUTH AND OLD MOULTRIE ROAD, AND IS LOCATED WITHIN THE MIXED USE DISTRICT (MD) LAND USE, AS DEPICTED ON THE 2015 FUTURE LAND USE

MAP. WATER AND SEWER WILL BE PROVIDED BY ST. JOHNS COUNTY UTILITIES. ADJACENT ZONINGS ARE OPEN RURAL (OR), COMMERCIAL INTENSIVE (CI), AND OFFICE PROFESSIONAL (OP). THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS REZONING REQUEST AT THEIR JUNE 1, 2006 HEARING BY A VOTE OF 4 /1. THE VOTE TO DENY WAS BASED ON COMPATIBILITY ISSUES WITH THE SURROUNDING RESIDENTIAL AREAS DUE TO INCREASED NOISE AND TRAFFIC

Proof of publication of the notice of public hearing on REZ 2006-05, Coggin Honda Rezoning, was received, having been published in *The St. Augustine Record* on July 17, 2006.

Michael Blackford, Planner II, reviewed this item, handing in Adjacent Property Owner Response Forms, Exhibit B. Discussion followed on outdoor speakers and lighting. Maguire spoke on the site plan, specifically the retention pond.

(1:54 p.m.) John Moye, 220 Pablo Road, applicant, spoke on the proposed development, Exhibit A. He stated that there would be no access to Old Moultrie Road. Discussion ensued. Moye addressed outdoor speakers.

(2:00 p.m.) **Motion by Rich, seconded by Stevenson, to enact Ordinance No. 2006-84, known as REZ 2006-05, Coggin Honda, adopting findings of fact 1 through 5 to support the motion, including the condition that no outdoor announcement system be included with this development.** McCormack mentioned that placing conditions on rezonings was not well viewed. Bryant stated that they were not putting a condition on it, that the applicant offered to the Board that he was not going to use loud outdoor speakers. Bosanko responded. McCormack suggested making a finding of fact that the applicant had offered that. ***Bryant stated that there should be findings of fact 1 through 5, with 5 being that the applicant had offered to have an audio system consistent with the neighboring automotive dealerships that was not an outside announcement system.*** **The maker of the motion accepted what Bryant stated and the second agreed. The motion carried 5/0.**

ORDINANCE NO. 2006-84

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, REZONING LANDS FROM THE PRESENT ZONING CLASSIFICATION OF PLANNED SPECIAL DEVELOPMENT (PSD) TO COMMERCIAL INTENSIVE (CI) MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE

(07/25/06 – 17 – 2:03 p.m.)

15. PUBLIC HEARING – PUD 2006-04, OLD MOULTRIE BLUFF PLANNED UNIT DEVELOPMENT - THIS REQUEST SEEKS TO REZONE APPROXIMATELY 13.77 ACRES FROM OPEN RURAL (OR) TO PLANNED UNIT DEVELOPMENT (PUD) IN ORDER TO CONSTRUCT UP TO 136 MULTI-FAMILY UNITS. THE SITE IS LOCATED ON THE EAST SIDE OF OLD MOULTRIE ROAD AND ON THE WEST SIDE OF US 1. THE MASTER DEVELOPMENT PLAN PROPOSES ONE ACCESS POINT OFF OF OLD MOULTRIE ROAD. THERE WILL BE A FOUR-FOOT INTERNAL SIDEWALK AND A FIVE-FOOT SIDEWALK ALONG OLD MOULTRIE ROAD. A 10-FOOT PERIMETER BUFFER IS PROVIDED AROUND THE PERIMETER OF THE PROJECT AND A 50-FOOT BUILDING

SETBACK IS PROVIDED ALONG OLD MOULTRIE ROAD. THERE WILL BE A MINIMUM OF 3.44 ACRES OF OPEN SPACE, OR 25% OF THE SITE. OPEN SPACE TOTALS INCLUDE WETLANDS, WETLAND BUFFERS, PERIMETER BUFFERS AND RECREATION. A MINIMUM OF 1.66 ACRES OF ACTIVE RECREATION WILL BE PROVIDED; AMENITIES INCLUDE A POOL, A JOGGING PATH, AND A GRASSED FIELD. CENTRAL WATER AND SEWER WILL BE PROVIDED ST. JOHNS COUNTY UTILITIES. THE PROJECT SITE IS SURROUNDED BY THE FOLLOWING EXISTING ZONING CATEGORIES: OPEN RURAL (OR), COMMERCIAL GENERAL (CG), RESIDENTIAL SINGLE FAMILY (RS-3), AND PLANNED SPECIAL DEVELOPMENT (PSD). THE SURROUNDING FUTURE LAND USE IS MIXED USE DISTRICT (MD) AND RESIDENTIAL-C (C). THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS REZONING REQUEST AT THEIR JUNE 15, 2006 HEARING, BY A VOTE OF 6/0

Proof of publication of the notice of public hearing on PUD 2006-04, Old Moultrie Bluff PUD, was received, having been published in *The St. Augustine Record* on July 10, 2006.

Michael Blackford, Planner II, reviewed this item, submitting Exhibit C Master Development Plan Text, Old Moultrie Bluff, as Exhibit A. Rich voiced concern about the amount of traffic on Old Moultrie Road. (2:07 p.m.) Teresa Bishop, Planning Director, stated that the project had concurrency. Stern voiced concern about adding more traffic on Old Moultrie Road. Discussion followed on concurrency. Stevenson asked about checking into getting a signal light at the intersection of U.S. 1 and Old Moultrie Road. Bishop explained that when this project was reviewed for concurrency, it put the concurrency on Old Moultrie Road at 96% capacity. Stern expressed the need for a traffic light at the intersection of U.S. 1 and Old Moultrie Road.

(2:15 p.m.) Gary Davenport, 5337 Sound View Avenue, gave a brief background on the location and access. He stated that they had a concurrency certificate. Bryant asked if a warrant study had ever been requested at the intersection of U.S. 1 and Old Moultrie Road. Darrell Locklear responded that a light was already warranted for that area and DOT was in the process of installing it. Maguire asked what the intentions of use were for the eastern end of the property fronting U.S. 1. Davenport replied that his client did not own that area of the property. Stevenson asked if there were any plans to widen and improve Old Moultrie Road. Locklear responded that they currently had no plans to widen Old Moultrie Road. Bosanko spoke on the concurrency system.

(2:32 p.m.) **Motion by Rich, seconded by Maguire, to deny rezoning application PUD 2006-04, Old Moultrie Bluff PUD, based on the findings of fact that the timing for this particular project is not right, and will increase the density and intensity of the use of the land to such an extent that it will not be consistent with the public interest.** Maguire spoke on reducing density.

Roll Call Vote:

Bryant	**No**
Stevenson	**Yes**
Stern	**Yes**
Rich	**Yes**
Maguire	**Yes**

The motion carried 4/1, with Bryant opposed.

(07/25/06 – 19 – 2:39 p.m.)

16. PUBLIC HEARING – REZ 2006-13, HIGHTOWER PROPERTY REZONING - THIS IS A REQUEST TO REZONE 5.07 ACRES FROM OR TO RS-3 TO ALLOW FOR THE DEVELOPMENT OF ELEVEN (11) SINGLE-FAMILY UNITS. THE PROPERTY CURRENTLY CONTAINS ONE SINGLE-FAMILY HOME ON THE LOT. THE PARCEL IS LOCATED ON THE EAST SIDE OF PALM VALLEY ROAD, JUST NORTH OF CANAL BLVD., AND IS LOCATED WITHIN THE RESIDENTIAL-B (B) LAND USE, AS DEPICTED ON THE 2015 FUTURE LAND USE MAP. WATER AND SEWER WILL BE PROVIDED BY INTERCOASTAL UTILITIES. ADJACENT ZONINGS ARE OPEN RURAL (OR) AND PLANNED UNIT DEVELOPMENT (PUD) WITH SINGLE-FAMILY RESIDENTIAL DEVELOPMENT. THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS REZONING REQUEST AT THEIR JUNE 15, 2006 HEARING, BY A VOTE OF 6/0

Proof of publication of the notice of public hearing on REZ 2006-13, Hightower Property, was received, having been published in *The St. Augustine Record* on July 10, 2006.

Lindsay Haga, Chief Planner, reviewed this item. Adjacent Property Owner Response Forms were handed in, Exhibit A.

(2:42 p.m.) Gary Davenport, 5337 Sound View Avenue, representing the owner and applicant, offered a six-foot fence and a 10-foot heavy vegetative buffer as a condition of the rezoning. Davenport spoke on the fencing and heavy vegetative buffering.

(2:45 p.m.) **Motion by Rich, seconded by Maguire, carried 5/0, to enact Ordinance No. 2006-85, known as REZ 2006-13, Hightower Property, adopting findings of fact 1 through 4 to support the motion with the cap of ten units.**

ORDINANCE NO. 2006-85

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM THE PRESENT ZONING CLASSIFICATION OPEN RURAL (OR) TO RESIDENTIAL SINGLE FAMILY (RS-3) MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE

(07/25/06 – 19 – 2:46 p.m.)

17. PUBLIC HEARING – PUD 2004-03, FRUIT COVE SHOPPING CENTER PLANNED UNIT DEVELOPMENT - THIS REQUEST SEEKS TO REZONE APPROXIMATELY 17.34 ACRES FROM RESIDENTIAL SINGLE-FAMILY 2 (RS-2) AND COMMERCIAL GENERAL (CG) TO PLANNED UNIT DEVELOPMENT (PUD), IN ORDER TO DEVELOP A COMMERCIAL PLANNED UNIT DEVELOPMENT (PUD) CONSISTING OF UP TO 176,800 SQ FT OF COMMUNITY COMMERCIAL USE. THE SITE IS LOCATED IN THE NORTHWEST QUADRANT OF THE SR13/RACETRACK ROAD/FRUIT COVE ROAD INTERSECTION. THE MASTER DEVELOPMENT PLAN PROPOSES ONE ACCESS POINT TO FRUIT COVE ROAD THROUGH THE EXISTING ACCESS CONNECTION. TWO ADDITIONAL ACCESS POINTS ARE PROPOSED ALONG SR13: ONE RIGHT IN/RIGHT OUT AND ONE DIRECTIONAL ACCESS PROVIDING FOR LEFT TURN ACCESS.

SECONDARY INTERCONNECTIVITY IS PROVIDED THROUGH THE EXISTING COMMERCIAL (WALGREEN'S) SITE. THERE WILL BE A FIVE-FOOT SIDEWALK ALONG FRUIT COVE ROAD AND SR 13, WITH FOUR-FOOT SIDEWALKS TO BE CONSTRUCTED WITHIN THE DEVELOPMENT. THE PROJECT HAS 4.33 ACRES OF OPEN SPACE, OR 25% OF THE OVERALL SITE. OPEN SPACE TOTALS INCLUDE LANDSCAPED AREAS, PONDS, DEVELOPMENT AND SCENIC EDGES. CENTRAL WATER AND SEWER WILL BE PROVIDED BY JEA UTILITIES. A COMMUNITY MEETING WAS HELD IN ACCORDANCE WITH COMPREHENSIVE PLAN POLICY A.2.1.7 ON FEBRUARY 13, 2006. THE PROJECT SITE IS SURROUNDED BY THE FOLLOWING EXISTING ZONING CATEGORIES: RESIDENTIAL SINGLE-FAMILY 2 (RS-2), COMMERCIAL NEIGHBORHOOD (CN) AND COMMERCIAL GENERAL (CG). THE SURROUNDING FUTURE LAND USE IS RESIDENTIAL-A (A) AND COMMUNITY COMMERCIAL (CC). THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS REZONING REQUEST AT THEIR JUNE 1, 2006 HEARING, BY A VOTE OF 5/0 (SHEPHERD/NELSON) ADDING AN EIGHTH FINDING OF FACT: ISSUES TO BE RESOLVED WITH THE SCENIC AND DEVELOPMENT EDGES

Proof of publication of the notice of public hearing on PUD 2004-03, Fruit Cove Shopping Center PUD, was received, having been published in *The St. Augustine Record* on July 10, 2006.

Lindsay Haga, Chief Planner, reviewed this item, stating that Staff recommended that this Master Development Plan, and certain sections of the text, be modified to be consistent with the Comprehensive Plan. Teresa Bishop, Planning Director, spoke on solutions and stated they were costly. Rich disclosed exparte communication with Mr. Reich, Mr. Wilson and Mr. Gostage regarding the buffering in question, also the auditory and visual affects that would take place against Mr. Gostage in the event that this development was approved. Bryant disclosed exparte communication with Mr. Gostage and Mrs. Hartsell regarding the same issues mentioned by Rich. Maguire disclosed exparte communication with the same people regarding the buffering around the perimeter. Stern disclosed exparte communication with Mr. Wilson regarding the project, the perimeters and the neighbors' concerns. Stevenson disclosed exparte communication with Mr. Gostage and Mrs. Hartsell, and that she attended a community meeting to get an overview of the project. She also spoke with Mr. Metcalf, Mr. Wilson and Mr. Reich. Bryant mentioned that there was a resolution on file that SR 13 would not be increased beyond four lanes. Rich also disclosed exparte communication with Metcalf.

(2:58 p.m.) John Metcalf, 245 Riverside Avenue, gave a PowerPoint presentation. He stated that they were offering to plant 63 evergreen trees, 14 to 16 feet in height, along the western residential property line, and another 25 along the northern residential line. He stated that this was in addition to the existing natural vegetation. He mentioned that those trees would be within the 35-foot development edge that would be provided to buffer the residential. Metcalf mentioned that what they were asking for was that the enhanced performance standard be substituted for a reduction of 15-feet in the development edge on the Fruit Cove Road side, and a reduction of 25-feet in the development edge for a short piece on the northern side where it was adjacent to existing commercial. Metcalf read the conditions that they would like to have incorporated as conditions of the PUD: 1) the applicant agreed to remove all residential uses from the current zoning request; 2) the applicant agreed to remove the following business and commercial uses from the zoning request; funeral homes, mortuaries, crematoriums, bowling alleys, and alcohol rehab centers; 3) the applicant agreed to put in an eight-foot vinyl shadowbox style privacy fence, beginning fifty feet from the

projects southerly boundary and meandering along the westerly property boundary, and to install the fence at the time of development adjacent to the westerly property boundary and maintain the fence as needed; 4) the applicant would not clear cut within 35 feet of the western property boundary, but might selectively remove dead or damaged trees and would attempt to preserve significant trees within the buffer; 5) the applicant agreed that any commercial building adjacent to a residence abutting the subject property would be set back a minimum of 50 feet from the property boundary; and 6) the dumpsters would be serviced during normal business hours between 8:00 a.m. and 5:00 p.m.

The meeting recessed at 3:19 p.m., and reconvened at 3:30 p.m., with Robin Platt, Deputy Clerk, present.

(3:30 p.m.) Metcalf continued speaking on the buffer issues, displaying photos of the current property boundaries. Rich spoke on the view from the neighboring residence. Metcalf explained the landscaping plan, and addressed the prospect of gaining additional concurrency.

(3:40 p.m.) Rich displayed a map from the agenda packet to illustrate a proposed 85-foot buffer between Mr. Gostage's residence and the proposed development. Metcalf commented on the proposal.

(3:43 p.m.) Deputy Clerk Robin Platt left the meeting and Deputy Clerk Lenora Newsome reentered the meeting.

(3:44 p.m.) Metcalf spoke on building setbacks. Maguire spoke on the retention pond and asked about Mr. Gostage's property and the vegetation on it. Discussion followed on vegetation and buffering.

(3:49 p.m.) John Gostage, 1487 Fruit Cove Rd., spoke on being upset about the proposed project and expressed concern about there being a noise problem.

(4:04 p.m.) Sharon Hartsell, 1471 Fruit Cove Rd., voiced concerns regarding sights and sounds.

(4:09 p.m.) Ellen Whitmer, 1178 Natures Hammock Rd. South, spoke on her objections.

(4:14 p.m.) Deputy Clerk Yvonne King entered the meeting; Deputy Clerk Lenora Newsome left the meeting.

(4:14 p.m.) Phyllis Abbatiello, 113 River Birch Road, Fruit Cove, commented on the development edges on the west and northern boundaries and the scenic edge along the William Bartram Trail Scenic & Historic Highway. (4:15 p.m.) Deputy Clerk Yvonne King entered the meeting; Deputy Clerk Lenora Newsome left the meeting. Discussion followed regarding concurrency, the development and scenic edges, fencing along the entire development edge, and increasing plantings. (4:36 p.m.) Metcalf addressed concurrency, the prepayment of impact fees, the development edge being reduced, the issue of dumpsters, and plantings around the adjacent residence.

(4:46 p.m.) McCormack reviewed the development and scenic edge language in the Comp Plan. Discussion followed regarding outdoor noise, trash compactors, and the type of plantings. (5:02 p.m.) Metcalf proposed that the applicant would plant additional evergreen trees of the same type and quality as provided within the development edge within the project on the property adjacent to the westerly boundary of the project; such additional trees would be planted on the adjacent property for a

distance extending 100′ from both the northerly and southerly edges of the existing residence for a distance beginning 100′ from the southerly boundary, and extending to a point 100′ from the northerly boundary of the home. Metcalf also offered that outdoor speakers, similar to those used by fast food restaurants or gas stations, be limited to the 200 foot strip fronting State Road 13, with decibel levels to be in accordance with the noise ordinance.

(5:10 p.m.) **Motion by Stevenson, seconded by Rich, carried 5/0, to enact Ordinance No. 2006-86, known as PUD 2004-03, Fruit Cove Shopping Center PUD; adopting findings of fact 1 through 7, to support the motion; including Exhibit B, with items 7 & 8; including as a finding of fact, pertaining to the development edges, that this unit was a companion project to the Bartram project to the east of the road; also authorization to amend the PUD text to address all changes; add to #3 of Exhibit B, that the type of fencing be traditional colonial rural.**

ORDINANCE NO. 2006-86

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM RESIDENTIAL SINGLE FAMILY-2 (RS-2) AND COMMERCIAL GENERAL (CG) TO PLANNED UNIT DEVELOPMENT (PUD); PROVIDING FINDINGS OF FACT; PROVIDING A SAVINGS CLAUSE; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE

The meeting recessed at 5:15 p.m. and reconvened at 5:20 p.m.

(07/25/06 – 22 – 5:20 p.m.)

18. PUBLIC HEARING - TREATY OAKS COMMUNITY DEVELOPMENT DISTRICT PETITION - THE TREATY OAKS CDD PETITION INCORPORATES PORTIONS OF THE APPROVED TREATY GROUND PLANNED UNIT DEVELOPMENT, ADOPTED BY ORDINANCE 87-37, MODIFIED BY ORDINANCE 2005-122. THE PROPOSED CDD COVERS APPROXIMATELY 166 ACRES OF LAND, REPRESENTING THE SINGLE FAMILY COMPONENT OF THE TREATY GROUND PUD. THE PROPOSED CDD IS LOCATED SOUTH OF SR 207, BISECTED BY BRINKHOFF ROAD, WEST OF WILDWOOD DRIVE, IN SOUTHEAST ST. JOHNS COUNTY. THE PROPOSED DEVELOPMENT WITHIN THE DISTRICT INCLUDES 416 SINGLE FAMILY DWELLING UNITS. THE PETITION PROPOSES THAT THE CDD PROVIDE THE FOLLOWING INFRASTRUCTURE IMPROVEMENTS WITHIN THE DISTRICT INCLUDING: ROADWAYS, WASTEWATER, STORMWATER SYSTEM, LANDSCAPE AND ENTRY FEATURES, RECREATION FACILITIES AND NEIGHBORHOOD INFRASTRUCTURE, WHICH INCLUDES STREET LIGHTING

Proof of publication of the notice of public hearing on the Treaty Oaks Community Development District Petition was received, having been published in *The St. Augustine Record* on June 28, July 5, 12, and 19, 2006.

Kelly Allen Hulihan, Court Reporter, was present. Lindsay Haga, Chief Planner, explained the CDD. (5:23 p.m.) Jonathan Johnson, 123 S. Calhoun Street, Tallahassee, addressed the infrastructure that would be provided, the proof of publication, and the affidavits of pre-filed testimony. (5:26 p.m.) Ellen Whitmer, 1178 Natures Hammock Road South, Fruit Cove, commented. (5:32 p.m.) **Motion by Rich, seconded by Stevenson, carried 5/0, to enact Ordinance No. 2006-87, approving the petition for**

Treaty Oaks Community Development District, and adopting findings of fact 1-3 to support the motion.

ORDINANCE NO. 2006-87

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, ESTABLISHING THE TREATY OAKS COMMUNITY DEVELOPMENT DISTRICT PURSUANT TO CHAPTER 190, FLORIDA STATUTES (2005); NAMING THE DISTRICT; DESCRIBING THE EXTERNAL BOUNDARIES OF THE DISTRICT; DESCRIBING THE FUNCTIONS AND POWERS OF THE DISTRICT; DESIGNATING FIVE PERSONS TO SERVE AS THE INITIAL MEMBERS OF THE DISTRICT'S BOARD OF SUPERVISORS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

(07/25/06 - 23 - 5:32 p.m.)

19. PUBLIC HEARING - ADMINISTRATIVE REZONING TO CORRECT THE ZONING MAP TO BE CONSISTENT WITH LEGAL BOUNDARIES ADOPTED IN THE FUTURE LAND USE MAP TOWN CENTER MIXED USE DISTRICT, ORDINANCES 2004-89 AND 2006-67. THIS IS A PUBLIC HEARING TO ADOPT THE ADMINISTRATIVE REZONING MAP FOR THE VILANO BEACH TOWN CENTER MIXED USE AREA TO MAKE THE BOUNDARIES CONSISTENT WITH THE SMALL SCALE FUTURE LAND USE MAP AMENDMENT ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS ON MAY 30, 2006. THE SMALL SCALE AMENDMENT CORRECTED THE ST. JOHNS COUNTY FUTURE LAND USE MAP TO SHOW THE LEGALLY DESCRIBED BOUNDARIES, AS ADOPTED IN THE ORIGINAL ORDINANCE 2004-89, FOR THE TOWN CENTER MIXED USE DISTRICT FUTURE LAND USE MAP DESIGNATION. THE PLANNING AND ZONING AGENCY, AT THEIR JULY 6, 2006 MEETING, VOTED UNANIMOUSLY TO RECOMMEND APPROVAL OF THE ADMINISTRATIVE REZONING TO THE BOARD OF COUNTY COMMISSIONERS BY A VOTE OF 6/0

Proof of publication of the notice of public hearing on the administrative rezoning was received, having been published in *The St. Augustine Record* on July 10, 2006.

Georgia Katz, Vilano Beach Town Center Project Manager, explained the rezoning correction. (5:33 p.m.) **Motion by Stevenson, seconded by Stern, carried 5/0, to enact Ordinance No. 2006-88, that adopts the administrative rezoning of the area shown on Exhibit A to Town Center Mixed Use so that it is correct and consistent with St. Johns County's Future Land Use Map adopted by Ordinance No. 2004-89 and 2006-67.**

ORDINANCE NO. 2006-88

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, TO REZONE LANDS FROM RESIDENTIAL SINGLE-3 (RS-3) AND COMMERCIAL HIGHWAY TOURIST (CHT) TO TOWN CENTER MIXED USE (TCMU); MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE

(07/25/06 - 24 - 5:34 p.m.)
COMMISSIONERS' REPORTS

Commissioner Stern:
Stern referenced an article in the *Florida Times Union* on Sunday, August 23, 2006, regarding residency requirements in Jacksonville.

Stern announced that the Northeast Florida Regional Cooperation Summit regarding affordable housing was scheduled for August 9, 2006. Lt. Gov. Toni Jennings would be the keynote speaker.

Stern then announced that children's author Ted Arnold would be at the main library at 10:00 a.m. on Wednesday, Thursday, and Friday.

(5:37 p.m.)
Commissioner Maguire:
Maguire commented on issues regarding the waterways and canals in Treasure Beach, and on horses and their droppings on the beach.

Maguire said he had received many phone calls regarding Charter Government, the Neighborhood Bill of Rights, and the commission returning to a seven-member board. Maguire requested to place the Charter Government issue on the next agenda for a brief discussion.

(5:42 p.m.)
Commissioner Bryant:
Bryant relayed that the League of Women Voters had requested to use the auditorium on Wednesday, August 23, 2006 and Wednesday, October 25, 2006 for a forum. (5:43 p.m.) **Motion by Stern, seconded by Maguire, carried 5/0, to allow the League of Women Voters to use the county auditorium on Wednesday, August 23, 2006 and Wednesday, October 25, 2006 for a forum**.

Bryant requested that a commissioner be appointed to the canvassing board. Discussion followed. The Board directed a letter be drafted and sent to Penny Halyburton, Supervisor of Elections, stating that no commissioners would be able to serve on the canvassing board.

Bryant relayed a request from one of the members of the North Coastal Corridor Design Review Board to be reappointed. Melissa Lundquist, Administrative Coordinator, said this issue would be placed on the next agenda.
Stern announced that Hastings High School was registered as a national historical place.

Bryant said he received a letter from the Hernando County Board of County Commissioners regarding the increase in property owners insurance.

(5:48 p.m.) Stern and Maguire left the meeting.

(5:48 p.m.)
Commissioner Stevenson:
Stevenson encouraged everyone to pick up behind their dogs and horses on the beach.

(5:49 p.m.)
Commissioner Rich:

No report.

(07/25/06 - 25 - 5:49 p.m.)
COUNTY ADMINISTRATOR'S REPORT

Zebrowski announced that information on the Regional Summit was posted on the County's website.

(07/25/06 - 25 - 5:50 p.m.)
COUNTY ATTORNEY'S REPORT

Bosanko informed the Board the County Attorney's Office was proceeding to enforce the original settlement agreement in the Whetstone case, however, the attorney for the plaintiff, Virginia Whetstone, had indicated that if the County did so, he would withdraw his most recent offer to settle.

Bosanko addressed a letter from Mark Arnold regarding potential representation of St. Johns County on acquisition of right-of-way pursuant to the Transportation Resource Impact Section 25 of the Development Order for Nocatee. Discussion followed.

Bosanko addressed the Summer Haven issue; suggested the Board extend the moratorium.

(07/25/06 - 25 – 6:00 p.m.)
CLERK OF COURT'S REPORT

No report.

(6:00 p.m.) **Motion by Rich, seconded by Stevenson, carried 3/0 with Stern and Maguire absent, to adjourn the meeting**. With there being no further business to come before the Board, the meeting adjourned at 6:01 p.m.

REPORTS:
1. St. Johns County Board of County Commissioners Check Register, Check Nos. 386653 through 386655, totaling $711.85 (6/28/06)
2. St. Johns County Board of County Commissioners Check Register, Check Nos. 386656 through 386942, totaling $2,663,320.37 (7/03/06)
3. St. Johns County Board of County Commissioners Check Register, Check Nos. 386943 through 386948, totaling $156,043.85 (7/05/06)
4. St. Johns County Board of County Commissioners Check Register, Check Nos. 386949 through 386972, totaling $38,846.71 (7/06/06)
5. St. Johns County Board of County Commissioners Check Register, Check No. 386973, totaling $27,575.06 (7/10/06)
6. St. Johns County Board of County Commissioners Check Register, Check Nos. 386974 through 387250, totaling $2,436,814.12 (7/11/06)
7. St. Johns County Board of County Commissioners Check Register, Check No. 387251, totaling $590.00 (7/12/06)
8. St. Johns County Board of County Commissioners Check Register, Check Nos. 387252 through 387253, totaling $400,000 (7/13/06)
9. St. Johns County Board of County Commissioners Check Register, Check No. 387254, totaling $7,341.84 (7/12/06)
10. St. Johns County Board of County Commissioners Check Register, Check Nos. 387255 through 387582, totaling $3,287,059.54 (7/18/06)

CORRESPONDENCE:
1. Letter to Liz Cloud, Program Administrator, filing Ordinance Numbers 2006-78 through 2006-81 (07/14/06)

2. Letter to Ben Adams, County Administrator, regarding notification of annexation of St. Augustine Beach Ordinance No. 06-13 (07/13/06)

Approved September 5, 2006

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: James E. Bryant
James E. Bryant, Chairman

ATTEST: CHERYL STRICKLAND, CLERK

By: Robin S. Plaff
Deputy Clerk