

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
DECEMBER 12, 2006
(9:00 A.M.)**

Proceedings of a regular 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: Ben Rich, District 3, Chairman
Thomas G. Manuel, District 4, Vice Chairman
James E. Bryant, District 5
Cyndi Stevenson, District 1
Ron Sanchez, District 2
Ben W. Adams, Jr., County Administrator
Patrick McCormack, County Attorney
Terry Bulla, Deputy Clerk

Also present: Cheryl Strickland, Clerk of Court
Suzanne R. Robinson, Court Reporter

(12/12/06 - 1 - 9:09 a.m.)
CALL TO ORDER

Rich called the meeting to order.

(12/12/06 - 1 - 9:10 a.m.)
ROLL CALL

Rich stated that all five commissioners were present.

(12/12/06 - 1 - 9:10 a.m.)
Stevenson gave the invocation and Sanchez led the Pledge of Allegiance.

(12/12/06 - 1 - 9:11 a.m.)
PROCLAMATION

Special recognition was given to Golda Kelly by Bob Peters, Human Resource Director and Jim Acosta, Code Compliance Manager.

(12/12/06 -1 - 9:15 a.m.)
PUBLIC COMMENT

Cathy Brown, Director Council on Aging, spoke on the property leased on Marine Street, and a vision she had to create a community center on the last piece of undeveloped land. She said that Jerry Dixon, architect, had developed a plan for a proposed new center, and that they had already raised nearly \$1 million to that end. She asked them to consider their support for future funding.

(12/12/06 - 1 - 9:20 a.m.)
DELETIONS TO CONSENT AGENDA

Sanchez asked that item No. 7 be pulled and it became No. 18A on the Regular Agenda.

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

1. Approval of the Cash Requirement Report
2. Minutes:
10/31/06 - BCC Regular Meeting
11/01/06 - BCC Special Meeting
11/14/06 - BCC Regular Meeting
3. Sheriff's Office Bonds:
Approve: Tiffany Parish

Cancel: James Jarrard Donald Roberts Angelo Pastore
4. Motion to authorize the County Administrator, or his designee, to enter into indefinite quantity agreements under Bid No. 07-04, Purchase of St. Johns County Fire Rescue Pharmaceutical Supplies, with Bound Tree Medical, Tri-anim Health Services, Quadmed, Inc., SEE and PSS World Medical for a contract term of one (1) year
5. Motion to authorize the County Administrator, or his designee, to purchase One (1) 2007 Roll-off Truck from RDK Municipal Truck Center, Inc. in accordance with Bid No. 07-30 in the amount of \$111,795.00
6. Motion to authorize County Administrator, or his designee, to award the contract for RFP 07-29, Purchase/Installation of Artificial Turf at Plantation Park, to Pro Grass LLC in the amount of \$749,000.00
7. Motion to authorize the County Administrator, or his designee, to purchase Six (6) 2007 Mid Size Sports Utility Vehicles 4X2 and 4X4 from Don Reid Ford in accordance with Bid No. 07-23 in the amount of \$116,787.00 *(This item was removed from the Consent Agenda and was placed on the Regular Agenda as Item 18A.)*
8. Motion to authorize the County Administrator, or his designee, to award a contract to Gibbs & Register, Inc. for Bid # 06-86R, Corona Road & A1A Intersection Improvements in the Base Bid amount of \$332,250.00
9. Motion to authorize the County Administrator, or his designee, to award a contract to Petticoat Contracting, Inc. for Bid # 07-26, Woodlawn/Lewis Speedway Intersection Improvements in the Base Bid amount of \$1,195,000.00 and Motion to approve transfer of \$125,000 from Road Impact Fee Zone B Capital Outlay Reserve (1189-59927) to Road Impact Fee Zone B Major Collector Road (1188-56330) and \$130,000 from Road Impact Fee
10. Motion to adopt **Resolution No. 2006-462**, authorizing the County Administrator to act as Joinder and Consenter on Replat No. 2 of Seagrove St. Augustine Beach Unit Four

RESOLUTION NO. 2006-462

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING BEN W. ADAMS, JR. AS COUNTY ADMINISTRATOR TO ACT AS JOINDER AND CONSENTER ON REPLAT NO. 2 OF SEAGROVE ST. AUGUSTINE BEACH UNIT FOUR

11. Motion to adopt **Resolution No. 2006-463**, accepting three Quitclaim Deeds for rights-of-way needed for Segment III of the West King Street Improvement Project

RESOLUTION NO. 2006-463

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING THREE QUITCLAIM DEEDS FOR RIGHTS-OF-WAY NEEDED FOR SEGMENT III OF THE WEST KING STREET IMPROVEMENT PROJECT

12. Motion to adopt **Resolution No. 2006-464**, accepting the terms and conditions of an agreement for an exchange of real property in connection with the abandonment of existing vacant well sites and construction of a new well site located off Water Plant Road and authorizing the County Administrator to execute said exchange agreement.

RESOLUTION NO. 2006-464

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND CONDITIONS OF AN AGREEMENT FOR AN EXCHANGE OF REAL PROPERTY PURSUANT TO SECTION 125.37, FLORIDA STATUTES, IN CONNECTION WITH THE ABANDONMENT OF EXISTING VACANT WELL SITES AND CONSTRUCTION OF A NEW WELL SITE LOCATED OFF WATER PLANT ROAD AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE SAID EXCHANGE AGREEMENT

13. Motion to adopt **Resolution No. 2006-465**, approving a Final Plat for Marsh Harbor At Palm Valley Lots 36 & 37 Replat

RESOLUTION NO. 2006-465

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A SUBDIVISION PLAT FOR MARSH HARBOR AT PALM VALLEY LOTS 36 & 37 REPLAT

14. Motion to adopt **Resolution No. 2006-466**, accepting the terms of the first amendment to the contract between St. Johns County Board of County Commissioners and Florida Department of Children and Families

RESOLUTION NO. 2006-466

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE AMENDMENT TO THE CONTRACT BETWEEN ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS AND FLORIDA DEPARTMENT OF CHILDREN AND FAMILIES

15. Motion to adopt **Resolution No. 2006-467**, authorizing a contract with Magellan Health Services, Inc. to become a Magellan Organization Provider and authorizing the County Administrator to execute the contract on behalf of the County

RESOLUTION NO. 2006-467

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE CONTRACT BETWEEN ST. JOHNS COUNTY AND MAGELLAN HEALTH SERVICES, INC.

16. Motion to adopt **Resolution No. 2006-468**, extending the Contract between St. Johns County and Flagler Hospital for Adult Primary Care Clinics, from January 1, 2007 to September 30, 2007, with all terms, conditions, billing and reporting to remain the same as the original contract and Motion to approve the transfer of \$16,422 from 0067 53120 (Social Services, Contractual Services) to 0063 58200 (Primary Care Clinic, Aid to Private Organizations)

RESOLUTION NO. 2006-468

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, EXTENDING THE LENGTH OF THE APPROVED TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF AN AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, AND FLAGLER HOSPITAL, AUTHORIZING THE COUNTY ADMINISTRATOR OF ST. JOHNS COUNTY TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY

17. Motion to adopt **Resolution No. 2006-469**, approving the Economic Development Grant Agreement with R&D Development and to authorize the County Administrator to execute the contract on behalf of the County

RESOLUTION NO. 2006-469

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE THE ECONOMIC DEVELOPMENT AGENCY CONTRACT WITH R&D DEVELOPMENT ON BEHALF OF ST. JOHNS COUNTY, AND PROVIDING FOR AN EFFECTIVE DATE

18. Motion to adopt **Resolution No. 2006-470**, approving the Economic Development Grant Agreement with B&B Family LLC and to authorize the County Administrator to execute the contract on behalf of the County

RESOLUTION NO. 2006-470

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE THE ECONOMIC DEVELOPMENT AGENCY CONTRACT WITH B&B FAMILY LLC ON BEHALF OF ST. JOHNS COUNTY, AND PROVIDING FOR AN EFFECTIVE DATE

19. Motion to adopt **Resolution No. 2006-471**, approving the Economic Development Grant Agreement with Belmarmi and to authorize the County Administrator to execute the contract on behalf of the County

RESOLUTION NO. 2006-471

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE THE ECONOMIC DEVELOPMENT AGENCY CONTRACT WITH BELMARM I ON BEHALF OF ST. JOHNS COUNTY, AND PROVIDING FOR AN EFFECTIVE DATE

20. Motion to adopt **Resolution No. 2006-472**, approving the Economic Development Grant Agreement with Graham & Company Southeast LLC and to authorize the County Administrator to execute the contract on behalf of the County

RESOLUTION NO. 2006-472

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE THE ECONOMIC DEVELOPMENT AGENCY CONTRACT WITH GRAHAM & COMPANY SOUTHEAST, LLC ON BEHALF OF ST. JOHNS COUNTY, AND PROVIDING FOR AN EFFECTIVE DATE

21. Motion to adopt **Resolution No. 2006-473**, approving the Economic Development Grant Agreement with Dave Mancino, Architect and to authorize the County Administrator to execute the contract on behalf of the County

RESOLUTION NO. 2006-473

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE THE ECONOMIC DEVELOPMENT AGENCY CONTRACT WITH DAVE MANCINO, ARCHITECT ON

**BEHALF OF ST. JOHNS COUNTY, AND PROVIDING
FOR AN EFFECTIVE DATE**

22. Motion to adopt **Resolution No. 2006-474**, approving the Economic Development Grant Agreement with Rob A. Matthews III, P.E. and to authorize the County Administrator to execute the contract on behalf of the County

RESOLUTION NO. 2006-474

**A RESOLUTION BY THE BOARD OF COUNTY
COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA,
TO AUTHORIZE THE COUNTY ADMINISTRATOR TO
EXECUTE THE ECONOMIC DEVELOPMENT AGENCY
CONTRACT WITH ROB A. MATTHEWS III, P.E. ON
BEHALF OF ST. JOHNS COUNTY, AND PROVIDING
FOR AN EFFECTIVE DATE**

23. Motion to approve the transfer of \$269,627 from General Fund Reserves 0083-59920 to Zone B Park Projects 0079-56200 for the Landrum Lane Community Center Project
24. Motion to approve the transfer of \$25,278 from General Fund Reserves 0083-59920 to Excelsior Building Maintenance 0038-56300 in order to close out the Excelsior Building, Phase II Project # 0230
25. Proofs:
- a. Proof, Notice of Hearing, St. Johns County Board of County Commissioners, Resolution for Pretreatment Enforcement Response Plan, Tuesday, November 28, 2006 at 9:00 a.m.
 - b. Proof, Notice to Bidders, Bid No. 07-06

(12/12/06 - 6 - 9:21 a.m.)

ADDITIONS/DELETIONS TO REGULAR AGENDA

Stevenson asked to add the re-approval of an Impact Fee Credit agreement as Item 18 B. Adams asked that Item No. 11 be pulled. Rich requested to reschedule Item No. 4 until Feb. 6, 2007 at the request of the applicant. Adams asked that Item No. 6 be pulled. McCormack asked that Item No. 10 be pulled and rescheduled until January 9, 2007 due to an advertising issue. Rich responded that Item 2A would be added to discuss the Interim County Administrator.

(12/12/06 - 6 - 9:27 a.m.)

APPROVAL OF REGULAR AGENDA

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

(12/12/06 - 6 - 9:28 a.m.)

1. HOME RULE CHARTER GOVERNMENT WORKSHOP

Tina McGough, 120 S. Bend Dr., Ponte Vedra, gave a presentation on Charter Government, gave a history of where they were to date, and some facts about Charter Government. She reviewed the changes they wished to include in the charter, and stated that they would like to place the Charter on the ballot in 2007 or 2008, but to hold no special election. She asked for a concerted effort to educate the voters and asked for

an opportunity to finalize the charter with the County Attorney and to place it on the Legislative Delegation Agenda for the next day.

(9:47 a.m.) Walter Rohrer, 2315 Clubview Court, Ponte Vedra Beach, reiterated the methodology to dispel any confusion. Bryant commented on the sales tax options being maxed out by many of those Charter Governments.

(9:50 a.m.) Dan McDonald, 24501 Deer Trace Drive, Ponte Vedra Beach, stated he was on the previous Charter Commission in 1997 and gave a history of the Charter Government attempt, which was defeated by the voters in 1998. He emphasized that the Constitutional officers were left out of the current Charter. He noted the major changes in the two Charters.

(9:55 a.m.) Stevenson questioned McDonald about some of the specifics of the Charter. She noted that it should not be easy to change the Charter once it was in place and the bar was pretty low on getting amendments to the Charter on the ballot, as three commissioners could put something out for voter approval. McDonald said they would be addressed one issue at a time. She asked if the meetings held by their committee were publicly noticed. McDonald said they were not.

(10:03 a.m.) Stevenson mentioned a letter that the Board had received from the Constitutional Officers, and suggested that they should take their guidance with some seriousness. She said they were concerned with the process, and read from their letter. She said the Board owed it to the public to have a public vetting. She said it was a far reaching and powerful tool and they needed to look at it very closely.

(10:10 a.m.) Rich asked her for suggestions for a timeline and methodology. Stevenson said it was set out in the Florida Statute on how to proceed. She said there were many other sectors of the County who were not represented by the group proposing the change, and noted that the cost of Charter Government was also very high.

(10:15 a.m.) Cheryl Strickland, Clerk of Court, said they sent the letter to ensure that their position was clear. She said it was the most important decision the Board would face and it would forever change the face of government in St. Johns County. She said the Constitutional Officers were asking for their deep consideration

(10:16 a.m.) Ron Brown, 93 Orange Street, attorney, represented the Tax Collector as well as the Clerk of Court in their capacity as Constitutional Officers. There was discussion on the municipalities within the County and how they might be affected.

(10:23 a.m.) Dennis Hollingsworth, St. Johns County Tax Collector, said there were not adversaries but partners, and they wanted to serve the citizens of the County as best they could. He said they requested that prior to taking action on Charter Government that the new members be accorded time to become familiar with the operations of the County, and asked for them to give it comprehensive study. He said they wanted to see representation from all facets of the community. He cited other counties that as soon as the charter was passed, had discovered things that were passed that they wish had not. He cautioned that there should be a formal process for review. He said they should look at the needs that had not been met and whether another way could be found to meet those needs rather than by Charter Government. He said he wanted to know the costs and whether it would change the size, growth or make other changes to the government. He asked if a charter would require additional revenue, where it would come from, and how they would obtain that revenue. He said they were not stating whether they were for or against it, but that they were asking the Board to be cautious and to study it deeply.

(10:29 a.m.) Sanchez said people did not feel like they were being represented and the election showed that, and the Charter Government was an outgrowth of that feeling.

(10:36 a.m.) Stevenson referred them to the publication, *Tough Choices for Florida's Future*, about the growth cycle and what was going to happen to Florida's revenue. She said the economy was so tied to the growth industry, that if it went away without a replacement with viable businesses, we would see very high tax rates, because there wouldn't be enough people to share the burden.

(10:39 a.m.) Sheriff David Shoar said he was one of the signators of the letter they received, and he spoke not only as Sheriff, but also as one of many who had a vested interest. He noted he had a Masters Degree in Public Administration and had taught local and state government at the collegiate level. He gave a history of his involvement with the Charter Government group. He asked them for open, cross community dialogue and analysis of best practices throughout the state, and to invite the public to get involved like they had done on the amphitheatre issue. He said he wanted to be sure they made informed decisions, and asked them to shine more light on the process, as it was an important decision. He said they should not be afraid of a comprehensive study. He implored them to think through the unintended consequences of the decision, which a comprehensive study would help to prevent. He said the commission represented all of them, and they had to get it right.

(10:47 a.m.) Rich said it was a request to the Legislature to allow the issue to be publicly aired and placed on the ballot. He said there would be public hearings and debate to follow.

(10:48 a.m.) Sharon Outland, St. Johns County Property Appraiser, said they should study the issues and present the facts and not just the perceptions of Charter Government. She said the charter presented by the group was a huge improvement from their last attempt but there were still some things that she did not agree with. She noted that some counties with Charter Governments were not run as well as St. Johns County.

(10:51 a.m.) Bryant said they could not take action, as it was advertised as a workshop. McCormack said that if the Board wanted to vote on it, it would have to be added as an agenda item. He said they could do it legally today, but he would recommend postponing it to a later meeting for a vote.

(10:51 a.m.) Marcy Silkebaken, 1145 Neck Rd., Ponte Vedra, said it would be on the ballot in 2008 and there would be lots of public discussion and education. She explained that it included term limits, recall, and campaign finance reform, and they wanted the Legislature to do it as a special act, to allow for that inclusion. She said the Ponte Vedra Chamber of Commerce had supported the Charter.

(10:54 a.m.) Phyllis Abbatiello, 133 River Birch Rd., Fruitcove, said there would be at least two years of public input, and most of what was in the charter had been put there by the citizens of St. Johns County. She explained that the committee had talked to the past Commissioners, to the Constitutional Officers, to the Legislatures, to the lawyers, to homeowners' associations and had already done their job. She said it was the result of citizen input and not just the twelve members of the committee.

The meeting recessed at 10:57 a.m. and resumed at 11:08 a.m.

(11:08 a.m.) **Motion by Manuel, seconded by Sanchez to add Item 1A (Consideration of the Charter to be forwarded to the Congressional Delegation) to the agenda and to move the item to the Legislative Delegation the next day.**

(11:09 a.m.) McCormack asked for clarification on what the board intended. He said there was a draft charter in their packets and said there might be some changes to that before they formally send it to the Legislative Delegation. He asked if this was the final form they wished to submit.

(11:10 a.m.) Manuel said it was an agendaed item, as No. 1., and they were using a little nuance, as the name of it said "Workshop", but it was an agendaed item and proper notice had been given. He said his intent was to read the resolution as the motion. He said he would not change any words and was happy with the charter the way it was drafted.

Roll call vote:

Manuel: Yes
Bryant: No
Stevenson: No
Sanchez: Yes
Rich: Yes

The motion carried 3/2.

(11:19 a.m.) Stevenson asked if this would be the document submitted on the ballot. Rich responded that the County Attorney would have to address that.

(11:19 a.m.) McCormack said there would be some time to allow for possible firming up of the document before the Legislative meeting dates, and there would be some opportunities to make some changes if required. He noted that McGough had informed him of a typo, which needed to be corrected.

(11:20 a.m.) McGough noted that the word "had" should be "hand". She said there was another error that was more serious in the current version, which needed to be corrected. She explained they had hurried to get the current revisions into the charter, and in their haste they had made the constitutional officers subject to campaign reform. She said that was not their intent.

(11:21 a.m.) Rich asked that a final completed and revised copy, with the wording deleted as noted, be given to him to be presented to the Legislative Delegation.

(11:22 a.m.) McCormack said there should be a motion to that effect allowing for that revision as described. He also said that the Commissioners had spoken about a resolution, and he had a draft resolution in support of a ballot initiative for home rule charter government, which he believed the commissioners had. He asked if that was the resolution subject to the motion. He recommended they adopt the resolution with the changes to the draft charter as described by Ms. McGough.

(11:23 a.m.) Stevenson asked if there would be a series of public meetings where people could make suggestions for alterations and to look at and revise the document. Rich responded that once it had been forwarded to the Legislative Delegation, within the timeframe described by our attorney, that the charter was changeable, and yes he would entertain any motion by any commissioner to hold a public workshop or whatever, to revise that particular document.

(11:24 a.m.) McCormack said he would do some homework that day, and prior to the Legislative Delegation meeting the next day, to more fully describe what that time frame would be.

(11:24 a.m.) Stevenson said they had campaigned on it and her question still remained that the people were still entitled to normal process and better communication and service was needed.

(11:31 a.m.) **Motion by Manuel, seconded by Sanchez, carried 3/2 with Bryant and Stevenson dissenting, to adopt Resolution No. 2006-475 (which he read into the record, Exhibit A), with changes as outlined by Tina McGough.** *(McGough noted that the word "had" should be "hand". She said there was another error that was more serious in the current version, which needed to be corrected. She explained they had hurried to get the current revisions into the charter, and in their haste they had made the constitutional officers subject to campaign reform. She noted that was not their intent.)*

RESOLUTION NO. 2006-475

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, IN SUPPORT OF A BALLOT INITIATIVE FOR HOME RULE CHARTER

(11:31 a.m.) Stevenson asked to attach a minority report, regarding her concerns on the Charter. She stated her objections were as to the process and that it had not been vetted adequately in the public. She noted the volunteers had done an admirable job but it was time for the government side to do their job. Rich stated that all commissioners had been invited to speak before the Legislative Delegation if they so wished. He said it would be appropriate to make her objection known at that time. Stevenson responded that she would like to make a written minority report so that her position would be clear as it advanced through the Legislature.

PUBLIC COMMENT ON ITEM NO. 5

(11:32 a.m.) Debbie McKinney, 5212 DeMarco Circle, said a huge building, which had not been approved by Planning, had been built encroaching on her property line. She said it was in violation of the codes, and she had two feet between the building and her pool wall. She said no permit had been pulled for the building.

(11:34 a.m.) McCormack said the applicant should have the opportunity to cross-examine the witness. Rich said the applicant indicated that he did not want to cross-examine.

(11:35 a.m.) Stevenson asked if her pool also encroached on his property and whether there was a variance for that. McKinney said when she purchased the house there was an encroachment, but the pool was constructed prior to her buying the home. She said they were aware of it when the home was purchased, but assumed that everything was in order when she purchased the house. She said a permit had been pulled and everything should be in order. She noted that she was a property owner before Williams moved in. Stevenson said it had been suggested to her that the building might be downsized.

PRESENTATION OF AWARDS TO COUNTY ADMINISTRATOR

(11:39 a.m.) Rich presented a plaque to Adams in recognition of his service to the County and thanked him. Commissioner Bryant presented another memento of retirement, an inscribed clock, and said that Adams had served them admirably for nine years and thanked him for his service. He highlighted the many accomplishments that Adams had achieved and wished him well in his retirement. Manuel thanked him for his dedicated service to the County and wished him great success in going forward. Sanchez thanked him for his service and acknowledged that he had been through some difficult and challenging times. Stevenson said she had asked Mr. Adams to stay while they did a search and to assist a smooth transition, but that he had declined. She said she had grown to respect Adams, for the way he had an eye for talented people, and placing them in positions where they worked well. She said they hadn't agreed 100 percent on everything, but that he had done a fine job for the County. She said they had progressed in many ways during challenging time and said it was with utmost respect that she thanked him for his service.

(11:47 a.m.) Adams noted it was tough to be an elected official sometimes. He said he had exceptional cooperation from employees to get the job done and he thanked all of them. He said the future was bright and offered his humble thanks to the citizens who had made such a difference in the government of the County.

The meeting recessed at 11:51 a.m. and resumed at 12:00 p.m.

(12/12/06 - 11 - 12:00 p.m.)

2. AMENDMENT TO THE COUNTY ADMINISTRATOR EMPLOYMENT CONTRACT

Motion by Manuel to amend the County Administrator Employment Contract. (12:00 a.m.) McCormack stated a page of amendments had been added to their agenda packet for the existing County Administrator contract. He said it was up to the Board to decide the actual terms. Rich said the Board had originally granted him the ability to meet with him and with Mr. Adams in reference to the issue. He said they had met and that had resulted in County Administrator Contract Amendment No. 1. *The motion died for lack of a second.*

Sanchez asked McCormack about Section 7 of the existing contract, requiring a 90-day advanced written notice for the existing administrator to resign. McCormack read from the amendment, which said "any provision of the remaining contract in conflict with Amendment 1 shall be deemed void to the extent of such conflict."

(12:03 p.m.) Motion by Manuel, seconded by Sanchez, carried 5/0, that Amendment 1 of the County Administrator's contract be approved.

(12/12/06 - 11 - 12:03 p.m.)

2A. DISCUSSION OF INTERIM COUNTY ADMINISTRATOR

Rich said he had been given authority by the Board to move forward in talking with and recruiting an interim manager. He said he had found and had worked with Waldemar J. Kropacek, retired. Adams said he had talked with Kropacek and had reviewed his credentials. Rich submitted his name to the Board as a temporary administrator.

(12:10 p.m.) Motion by Rich, seconded by Manuel, to appoint Kropacek for however long it would take to obtain a permanent replacement, or up to six months, to be the temporary Administrator and to become effective immediately.

(12:12 p.m.) Stevenson said she would have preferred that Adams remain until they had completed a search. She said that Kropacek did not have the credentials asked for in the charter, and recommended they have someone in-house function as the interim County Administrator, perhaps Locklear or Zebrowski. She said they should also talk about the powers of the interim County Administrator, as it was a powerful position. She said she was not aware that they were going to take action that day.

(12:16 p.m.) Bryant said he concurred with Stevenson that an interim should be appointed from the inside.

(12:19 a.m.) Sanchez said Locklear could apply for the position if he so chose, but his main concern was that the position be advertised by every possible means, that they wanted to come up with someone professional and he would prefer an outsider. He said he had someone in mind as well, but would support the Chairman's nomination, as they needed to move on.

(12:21 p.m.) McCormack said that if the appointment was effective that day, the details of compensation needed to be worked out to clarify the status of the compensation. Rich responded that Kropacek would be willing to take a lesser salary than the current administrator. He asked for the authority to negotiate that. McCormack said he would prefer to make the decision that day with the full Board or have Human Resources have the authority to negotiate and bring it back to the next meeting. Rich said he would not agree with the second proposal.

(12:24 p.m.) Stevenson said she was not aware of the search. She said Zebrowski had told her he would be willing to stay for six months, and she would like to propose him as the interim County Administrator. She said there were rumors that drastic changes would be made under an interim administrator. She said Zebrowski was known and respected at the State level and could continue to get things done.

(12:28 p.m.) Rich asked Adams his salary. Adams responded \$118,000. Rich asked the maker of the motion allow a salary of \$2,000 a week.

(12:29 p.m.) Manuel said he would agree with the salary proposed.

(12:30 p.m.) Stevenson asked if they would have the full authority of the administrator. Manuel said any major deviations of current operations would require the approval of the Board. He said the duties were delineated in law and he wanted to propose some guidance to the proposed administrator because he had never even met him, and planned to meet him very soon.

(12:31 p.m.) Rich said they had a motion on the floor as altered, and asked if the second agreed.

(12:31 p.m.) McCormack said he wanted to be sure that the motion did include hiring at an at-will status at the salary described by the Chair, of \$2,000 per week.

(12:32 p.m.) **Sanchez seconded the motion for the amendment to the motion for a salary of \$2,000 per week.**

Roll call vote:

Bryant: No

Stevenson: No
Sanchez: Yes
Rich: Yes
Manuel: Yes

The motion carried 3/2.

The meeting recessed at 12:32 p.m. and reconvened at 1:40 p.m. with the five Commissioners, Locklear, McCormack, Strickland, and Deputy Clerk Lenora Newsome, present.

(12/12/06 - 13 - 1:42 p.m.)

3. NEIGHBORHOOD BILL OF RIGHTS ORDINANCE WORKSHOP

Patrick McCormack, County Attorney, reviewed this item, reviewing the changes. He recommended scheduling as the adoption hearing, the meeting of January 9th. He spoke on having a Neighborhood Bill of Rights day. Rich recommended to the Board to give McCormack all the time he needed to deal with this issue. Manuel read a public letter by Bonnie Barnes, into the record, Exhibit A. Stevenson suggested placing the activity for the County on the website. Rich stated that the will of the Board was to let McCormack tweak it and bring it back to each of the commissioners prior to the January 9th meeting.

(12/12/06 - 13 - 9:21 a.m.)

4. PUBLIC HEARING - APPEAL TO PZA APPROVAL OF SPECIAL USE PERMIT/ZADMAPL 2006-06 THE CHURCH AT VILANO - THIS REQUEST IS AN APPEAL BY HENRY A. TOBIN, AN AGGRIEVED ADJACENT PROPERTY OWNER, OF A SPECIAL USE PERMIT APPROVED BY THE PLANNING AND ZONING AGENCY ON JULY 20, 2006. THE APPROVED SPECIAL USE ALLOWS FOR A CHURCH IN AN RS-3 ZONING DISTRICT AND ALSO ALLOWS FOR UNPAVED VEHICULAR USE (DRIVE) AND UNPAVED PARKING. THE PROPERTY IS LOCATED AT 121 MEADOW AVENUE. THE PLANNING AND ZONING AGENCY APPROVED THE USE, BY A VOTE OF 5 TO 0, WITH SPECIFIC CONDITIONS FOUND IN THE FORMAL ORDER DATED AUGUST 3, 2006 ATTACHED HERETO AS EXHIBIT A. ON SEPTEMBER 1, 2006 THE APPLICANT FILED AN APPEAL IN A TIMELY MANNER AS PRESCRIBED BY THE LAND DEVELOPMENT CODE

This item was continued to 02/06/07.

(12/12/06 - 13 - 1:50 p.m.)

5. PUBLIC HEARING - APPEAL TO PZA DENIAL OF ZONING VARIANCE/ZADMAPL 2006-03 JAMES B. WILLIAMS, JR. - THIS REQUEST IS AN APPEAL BY JAMES B. WILLIAMS, JR. OF A ZONING VARIANCE DENIED BY THE PLANNING AND ZONING AGENCY ON JUNE 1, 2006. THE REQUESTED VARIANCE WAS TO ALLOW THE REDUCTION IN THE REQUIRED SIDE YARD SETBACK FROM 8' TO 2' TO ALLOW FOR AN EXISTING 28' X 40' STEEL BUILDING. THE PROPERTY IS LOCATED AT 5208 TIMUCUA CIRCLE. ORDER OF THE PLANNING AND ZONING AGENCY DATED JUNE 15, 2006 DENIED THE REQUESTED VARIANCE FINDING (1) THE REQUEST IS NOT IN COMPLIANCE WITH PART XII OF THE LAND DEVELOPMENT CODE, DEFINING ZONING VARIANCE. SUBSTANTIAL EVIDENCE HAS NOT BEEN SUBMITTED TO SUPPORT HARDSHIP AS DEFINED BY THE CODE, (2) THE REQUEST IS CONTRARY TO THE PUBLIC INTEREST AND IS IN CONFLICT WITH SURROUNDING DEVELOPMENT,

AND (3) THE REQUEST DOES NOT MEET THE CRITERIA ESTABLISHED BY SECTION 10.04.02 OF THE LAND DEVELOPMENT CODE

Proof of publication of the notice of public hearing on ZADMAPL 2006-03, Timucua was received, having been published in *The St. Augustine Record* on August 5, 2006.

Suzanne R. Robinson, Court Reporter, Word for Word, Inc. was present. Public comment was heard on this item earlier in the meeting. (See page10.)

Marie Hobbs, Assistant Zoning Manager, reviewed this item.

(1:51 p.m.) James B. Williams Jr., 5208 Timucua Circle, spoke on the variance for his setbacks. Stevenson asked about the level of encroachment by the pool facility and if it was correctable. Hobbs replied. (1:58 p.m.) **Motion by Manuel, seconded by Stevenson, carried 4/1 with Bryant opposing, to deny the appeal, upholding the Planning and Zoning Agency denial, Order dated June 15, 2006, and approving a zoning variance for Lot 13 (EX S'LY 3.83FT), Greenwood II Subdivision, Parcel ID#182322-0130, allowing the reduction in the required southerly side yard setback from 8 feet to 2 feet to allow for an existing 28' X 40' steel building with the three findings of fact.** McCormack stated that Marie Hobbs pointed out that there was a typo in the motion that the PZA approved, when actually it was denied. The Board acknowledged the typo. Michael Hunt, Deputy County Attorney, entered the meeting.

(12/12/06 - 14 - 9:21 a.m.)

6. DISCUSSION OF GLASS RECYCLING

This item was pulled.

(12/12/06 - 14 - 2:00 p.m.)

7. CONSIDER MOTION TO AUTHORIZE THE COUNTY ADMINISTRATOR, OR HIS DESIGNEE, TO AWARD THE LUMP SUM CONTRACT AMOUNT OF \$3,097,000 TO RAY T. FREIHA CONSTRUCTION, INC. FOR CONSTRUCTION OF ST. JOHNS COUNTY SOLID WASTE TRANSFER STATION AT STRATTON ROAD

Mike Rubin, of Director Construction Services, reviewed this item stating there was a typo regarding it being south of CR 210 not north. Bryant asked about the special concrete floor. Rubin replied. (2:04 p.m.) **Motion by Stevenson, seconded by Sanchez, carried 5/0, to authorize the County Administrator to award the Lump Sum Contract of \$3,097,000 to Ray T. Freiha Construction, Inc. for construction of St. Johns County Solid Waste Transfer Station at Stratton Road.**

(2:05 p.m.) Rubin spoke on another project connected to this item giving a little background on it. He spoke on Stratton Road and the cost quoted from the Railroad for improvements to the R/R crossing being \$320,000, Exhibit A. Rubin stated that he would like to get consensus from the Board to send this back in a consent item to them and to fund it in the best means that the budgeting office can come up with. Stevenson stated that this was a safety issue and that she fully approved it. Sanchez asked how much was originally budgeted for this project. Rubin responded. Stevenson spoke on one of the big issues, the active hurricane cycles providing hurricane strength shelters. Rubin stated that the whole project evolved on logic.

(12/12/06 - 15 - 2:13 p.m.)

8. UPDATE ON RFQ NO: 06-45, MANAGEMENT AND OPERATIONAL SERVICE FOR THE ST. AUGUSTINE AMPHITHEATRE

Joe Burch, Purchasing Manager, reviewed this item, speaking on the State's participation in the contract, Exhibit A. (2:14 p.m.) *Motion by Manuel, seconded by Sanchez, to have Burch stand down until the workshops were completed. Manuel withdrew his motion, and the second withdrew.* Stevenson mentioned that the contract should be reviewed by someone who was an expert in the area. (2:18 p.m.) Allen McDonald, Finance Director, entered the meeting. Hunt spoke on knowing what he was doing on this contract. Stevenson responded. Sanchez commented on selecting a panel to do some studies on the amphitheatre. Bryant spoke on having revenue to offset the debt service. (2:24 p.m.) Stevenson left the meeting. Sanchez commented on paying money for a subsidy. Rich stated that the situation was to standby for more workshops.

(2:25 p.m.) Bill Leary, E. Park Avenue, praised all the Commissioners. (2:27 p.m.) Stevenson returned to the meeting. He spoke on using the facility, stating that it was better to start small and slow instead of big and fast. He stated that they appreciated the Board's interest in making it affordable.

(2:31 p.m.) Lynn Wettach, 530 Lindsey Lane, The Farmers Market, spoke on pre-existing agreements of the Farmers Market. She asked the Commission to finalize the lease so they could continue to operate every Saturday.

(2:33 p.m.) Bruce Lucker, 545 Granada Terrace, spoke on being surprised that the Board did not allow Joe Burch to provide them with the update today. He spoke on people enjoying themselves with the atmosphere that the Amphitheatre provided. He spoke on tourism, not having enough to do at night and being ready to work with the Board. Sanchez spoke on showing a profit and producing income. Lucker spoke on a parking plan, number of covered seats in the amphitheatre and the taxpayers never being at risk when a show loses money. He stated that the county would never be at risk either, if a show loses money. (2:52 p.m.) **Motion by Manuel, seconded by Sanchez, to instruct Mr. Burch to cease and desist negotiations on the contract pending the outcome of future workshops.** McCormack asked the maker of the motion to make a slight revision of the language and take out the wording "cease and desist." **Manuel amended the motion by taking out the wording "cease and desist" and added the wording "suspend until further discussion."** The second agreed to the amendment. **The motion carried 4/1, with Bryant opposed.** Strickland and McDonald left the meeting.

(12/12/06 - 15 - 2:56 p.m.)

9. PUBLIC HEARING - WAIVER REQUEST TO COMMENCE CONSTRUCTION ON LOT LOCATED IN PRIMARY ZONE OF BALD EAGLE NEST SJ-023 - THE APPLICANT REQUESTS A WAIVER TO ALLOW CONSTRUCTION OF A SINGLE FAMILY HOME TO COMMENCE AT 8205 OAK BLUFF ROAD, WEST. THIS LOT LIES ENTIRELY WITHIN THE PRIMARY ZONE OF BALD EAGLE NEST SJ-023. ON MAY 16, 2006, A WAIVER WAS APPROVED BY THE BOARD OF COUNTY COMMISSIONERS ALLOWING CONSTRUCTION OF A HOME AT THIS LOCATION DURING THE NON-NESTING SEASON. THE APPLICANT IS OFFERING EVIDENCE THAT THE EAGLES HAVE NOT RETURNED TO THE NEST TERRITORY THIS YEAR AND IS REQUESTING THAT HE BE ALLOWED TO COMMENCE CONSTRUCTION OF HIS SINGLE FAMILY HOME

Proof of publication of the notice of public hearing on Bald Eagle SJ-023 was received, having been published in *The St. Augustine Record* on November 27, 2006.

Jan Brewer, Environmental Manager, reviewed this item, speaking on the provision of eagles returning during nesting season. There was an e-mail handed in for the record, Exhibit A. Stevenson asked about the length of the monitoring events. (3:00 p.m.) Laura Barrow, Assistant County Attorney, entered the meeting. Brewer responded. Stevenson suggested waiting a little while before doing construction. Sanchez agreed with Stevenson on waiting. Rich also agreed with waiting.

(3:07 p.m.) Steve Barle, 5586 Loon Lake Court, spoke on construction and not seeing any nesting activity. He stated that it would take 15 to 20 workdays to finish the exterior construction and agreed to have the nest monitored. (3:09 p.m.) **Motion by Sanchez, seconded by Stevenson, carried 4/1 with Manuel opposed, to approve the waiver to allow construction to commence at 8205 Oak Bluff Road, West, being that substantial and competent information has been provided that confirms that the bald eagles are not using nest SJ-023 this nesting season.**

The meeting recessed at 3:09 p.m. and reconvened at 3:22 p.m.

(12/12/06 - 16 - 9:21 a.m.)

10. PUBLIC HEARING - VACPLA 06-0002 HILDEN SUBDIVISION PARTIAL PLAT VACATION - THE SUBJECT PROPERTY IS LOCATED ON THE EAST SIDE OF US 1 NORTH WITHIN THE HILDEN SUBDIVISION WHICH WAS PLATTED IN 1925. THE APPLICANT HAS BEEN RECONFIGURING AND DEVELOPING PORTIONS OF THE OLD HILDEN PLAT UNDER FLORENTINE. THIS REQUEST IS TO VACATE THE LOTS AND STREETS AS INDICATED IN EXHIBIT A AND ADD TO THE OTHER PROPERTY TO THE EAST THAT IS OWNED BY THE APPLICANT. THE LAND WILL BE PLACED INTO A CONSERVATION EASEMENT. AS THIS PARTIAL PLAT VACATION EFFECTIVELY REDUCES THE NUMBER OF NON-CONFORMING LOTS IN THIS AREA AND WILL PROVIDE A CONTIGUOUS PARCEL THE APPLICANT TO PLACE IN CONSERVATION, STAFF IS RECOMMENDING APPROVAL. THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL AT THEIR NOVEMBER 16, 2006 MEETING

This item was rescheduled to January 9, 2007.

(12/12/06 - 16 - 9:21 a.m.)

11. PUBLIC HEARING - MAJMOD 2005-27 VERTICALITY AT PONTE VEDRA - THE MICKLERS LANDING PUD WAS CHANGED FROM PLANNED SPECIAL DEVELOPMENT (PSD) TO PLANNED UNIT DEVELOPMENT (PUD) BY ORDINANCE 2004-02. THERE HAS BEEN A MINOR MODIFICATION (MINMOD 2006-04) APPLICATION FILED TO REALLOCATE BUILDING SQUARE FOOTAGE FROM ONE BUILDING INTO TWO BUILDINGS ON THE SITE. THIS WAS APPROVED ON 7-18-2006 BY THE PLANNING AND ZONING AGENCY (PZA) UNDER RESOLUTION 2006-05. THE MAJOR MODIFICATION PROPOSES TO AMEND THE PUD IN ORDER TO ALLOW A MAXIMUM 150' TALL STEALTH MONOPOLE TELECOMMUNICATIONS CO-LOCATION FACILITY WITH A SEPARATE 5' LIGHTNING ROD. THIS TOWER, ALONG WITH REQUIRED ACCESSORY STRUCTURES, WILL BE LOCATED NEAR THE NORTHERN PORTION OF THE PROPERTY AND ACROSS AN ACCESS DRIVE, WITHIN THE PARKING LOT FROM BUILDING 3. THE PLANNING AND ZONING AGENCY HEARD THIS ITEM DURING THE OCTOBER 19, 2006 HEARING. THE PLANNING AND ZONING

AGENCY RECOMMENDED APPROVAL OF THIS PROJECT, INCLUDING THE WAIVERS AND FINDING THE PROPOSAL MEETS SECTION 6.08.12.V, BY A VOTE OF 5/1. DISCUSSION DURING THE MEETING RAISED QUESTIONS OVER THE SCENIC HIGHWAY, NOTIFICATION PROCEDURES FOR ADJACENT PROPERTY OWNERS OUTSIDE OF THE NOTICE BOUNDARY, SAFETY ISSUES AND PROPERTY VALUES. THE RECOMMENDATION FOR APPROVAL IS BASED UPON THE SIX FINDINGS OF FACT PROVIDED IN ADDITION TO A CONDITION THAT THE APPLICANT CONTACT ADJACENT PROPERTY OWNERS. IN ADDITION, THE PZA FOUND THE CELL TOWER IS NOT INTRUSIVE AND THE EVIDENCE INDICATES THIS LOCATION WOULD PROVIDE NEEDED COVERAGE

This item was pulled.

(12/12/06 - 17 - 3:22 p.m.)

12. PUBLIC HEARING - MAJMOD 2006-22 NORTH POINTE AT PONTE VEDRA PUD - THE MAJOR MODIFICATION PROPOSES TO AMEND PUD ORDINANCE 2005-112 IN ORDER TO REVISE THE WAY HEIGHT IS MEASURED ON THE SITE. THE APPLICANT PROPOSES TO DEVIATE FROM THE MEASUREMENT OF HEIGHT AT THE LOWEST POINT SURROUNDING THE SINGLE-FAMILY HOME (ESTABLISHED GRADE) ON EACH LOT AND INSTEAD ALLOW FOR THE MEASUREMENT FROM THE AVERAGE CENTERLINE OF THE ADJACENT PROJECT ROADS FOR EACH LOT. THE APPLICANT IS ALSO COMBINING TWO ADDITIONAL CHANGES INTO THE MAJOR MODIFICATION. THE FIRST CHANGE INVOLVES ADDING AN OPTION OF A FENCE TO THE ENTRY FEATURE INSTEAD OF ONLY HAVING A 6' MASONRY WALL. WITHIN THIS FIRST CHANGE, THE APPLICANT IS ALSO PROPOSING AN ADDITION OF 4' TO THE MASONRY WALL (FOR AT TOTAL MAXIMUM HEIGHT OF 10') IN ORDER TO ADD DECORATIONS SUCH AS COLUMNS AND FINIALS. THE SECOND CHANGE INVOLVES ADDING THE WORDS "INDIVIDUAL LOT" TO CLARIFY THE FENCING STANDARDS FOR EACH INDIVIDUAL LOT IN THE PUD. THE PLANNING AND ZONING AGENCY MADE A RECOMMENDATION TO APPROVE THIS MODIFICATION AT ITS NOVEMBER 2, 2006 MEETING BY A VOTE OF 6/0 (BARRETT/WHEELER). DISCUSSION DURING THE MEETING ADDRESSED HOW THE HEIGHT WAIVER WOULD ALLOW FOR RETENTION OF VEGETATION ON THE LOTS BY AVOIDING FILL

Proof of publication of the notice of public hearing on MAJ 06-22, N Pointe at PV was received, having been published in *The St. Augustine Record* on November 28, 2006.

Lindsay Haga, AICP, Chief Planner, explained the major modification to revise the way height was measured on the site. Rich declared ex-parte communication with someone on the height issue. Stevenson declared ex-parte communication with Gary Davenport regarding the reasons for the request.

(3:26 p.m.) Gary Davenport, 5378 4th Street, representing the owner, spoke on the height and landscaping issue.

(3:28 p.m.) Joe Cronk, 124 Deigo Island Court, gave a PowerPoint presentation regarding the characteristics of the project, Exhibit A. Manuel spoke on the height. Stevenson spoke on increasing the density and utilizing space.

(3:37 p.m.) Motion by Manuel, seconded by Stevenson, carried 5/0, to enact Ordinance No. 2006-154, known as MAJMOD 2006-22, adopting findings of fact 1-6 to support the motion.

ORDINANCE NO. 2006-154

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, APPROVING A MAJOR MODIFICATION TO THE PONTE VEDRA VALLEY (PUD), ORDINANCE NUMBER 2003-46, AS AMENDED, MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE

(12/12/06 - 18 - 3:39 p.m.)

13. CONSIDER MOTION TO ADOPT A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE NOCATEE PARKS IMPACT FEE CREDIT AGREEMENT IN THE AMOUNT OF \$5,200,000 IN PARK IMPACT FEE CREDITS

Lindsay Haga, AICP, Chief Planner, reviewed this item. Sanchez asked when the land was conveyed to the County, if the CDD was already formed. Haga replied. Rich spoke on the impact fees. Bryant spoke on development rights. Discussion ensued. (3:48 p.m.) **Motion by Stevenson, seconded by Manuel, to adopt Resolution No. 2006-476 authorizing the County Administrator to execute the Nocatee Parks Impact Fee Credit Agreement in the amount of \$5,200,000 in Park Impact Fee Credits.** Haga stated that it should be clarified that the legal description included as in Exhibit A was not required for this agreement and should be removed. **Stevenson amended the motion with the explicit condition that the legal description on Exhibit A be removed because it was not required and the seconded also agreed, carried 4/1 with Sanchez opposing.**

RESOLUTION NO. 2006-476

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE AN IMPACT FEE CREDIT AGREEMENT WITH SONOC COMPANY, LLC (Nocatee Preserve)

(12/12/06 - 18 - 3:50 p.m.)

14. CONSIDER MOTION TO ADOPT A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE NOCATEE ROAD IMPACT FEE CREDIT AGREEMENT IN THE AMOUNT OF \$78,678,624.02 IN ROAD IMPACT FEE CREDITS

Lindsay Haga, AICP, Chief Planner, reviewed this item, stating that the legal description needed to be removed because it was not required. Sanchez asked about the road being within the CDD. Haga responded. Discussion ensued. Stevenson spoke on impact fees.

(3:54 p.m.) Tom Ingram, 245 Riverside Avenue, Jacksonville, stated that this agreement was between the Tolomoto CDD and St. Johns County and the CDD would receive the credits and they would be used to offset the bond obligations of the CDD. (3:55 p.m.) **Motion by Stevenson, seconded by Manuel, carried 4/1 with Sanchez opposing, to adopt Resolution No. 2006-477, authorizing the County Administrator to execute the Nocatee Road Impact Fee Credit Agreement in the amount of \$78,678,624.02 in Road**

Impact Fee Credits excluding the legal description which was not required because of the form of the agreement.

RESOLUTION NO. 2006-477

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE AN IMPACT FEE CREDIT AGREEMENT WITH TOLOMATO COMMUNITY DEVELOPMENT DISTRICT (Nocatee Parkway)

(12/12/06 - 19 - 3:56 p.m.)

15. PUBLIC HEARING - PNZVAR 2006-11, NEW CAR WASH AT GATE FOOD PORT #1202 - THIS REQUEST SEEKS APPROVAL OF A NON-ZONING VARIANCE REGARDING SEVERAL OF THE OVERLAY STANDARDS, SPECIFICALLY THE FOLLOWING SECTIONS: I) 3.06.04.A.1 - FLAT ROOF LINES, OR THE APPEARANCE OF FLAT ROOF LINES ARE NOT ALLOWED. (APPLICANT WISHES TO PLACE A FLAT ROOF ON THE NEW CAR WASH.) II) 3.06.05.A.7 - ACCESSORY USES AND STRUCTURES SHALL NOT BE VISIBLE FROM THE PONTE VEDRA/PALM VALLEY OVERLAY DISTRICT DELINEATED ROADWAY, AND SHALL BE A MINIMUM DISTANCE OF TEN (10) FEET FROM THE SIDE AND REAR LANDSCAPE BUFFERS AND SHALL NOT EXCEED SEVEN (7) FEET IN HEIGHT. ACCESSORY USES AND STRUCTURES SHALL NOT BE ALLOWED CLOSER TO THE PONTE VEDRA/PALM VALLEY OVERLAY DISTRICT DELINEATED ROADWAY THAN ANY BUILDING ON THE SITE. (APPLICANT WISHES TO INCREASE THE HEIGHT OF THE NEW CAR WASH FROM 7' TO 15' IN HEIGHT.) III) 3.06.09.C.2 - SHALL BE LIMITED TO ONE (1) WALL SIGN UPON THE FRONT ELEVATION OF THE BUILDING. WHEN SUCH BUILDING ABUTS BOTH ON FRONT AND SIDE STREETS, ONE (1) WALL SIGN MAY ALSO BE LOCATED UPON THE SIDE STREET ELEVATION OF THE BUILDING. THE TOTAL WALL SIGN AREA FOR EACH BUILDING ESTABLISHMENT SHALL NOT EXCEED TWENTY-FOUR (24) SQUARE FEET PER FACE. (APPLICANT WISHES TO PLACE AN ADDITIONAL WALL SIGN ON THE SIDE OF THE CAR WASH FACING PALM VALLEY ROAD FOR IDENTIFICATION PURPOSES.) IV) 3.06.12.A - FLAT ROOFS, OR THE APPEARANCE OF FLAT ROOFS, SHALL NOT BE ALLOWED. PITCHED ROOFS, OR THE APPEARANCE OF PITCHED ROOFS, WITH A MINIMUM SLOPE OF 5/12 ARE REQUIRED. (APPLICANT WISHES TO PLACE A FLAT ROOF ON THE NEW CAR WASH.) THE PARCEL IS LOCATED AT 10970 U.S. 1 SOUTH AND IS ZONED COMMERCIAL INTENSIVE (CI)

Proof of publication of the notice of public hearing on PNZVAR 2006-11, Car Wash, was received, having been published in *The St. Augustine Record* on November 27, 2006.

Teresa Bishop, AICP, Growth Management Director, reviewed this item, stating the four requests for non-zoning variances.

(4:00 p.m.) George Nail, 9540 San Jose Blvd., Jacksonville, representing Gate Petroleum, stated that he was here to answer questions. Manuel asked about the roof structure on the gas station. Nail replied. McCormack pointed out that this would be an additional building on a little campus. Nail reviewed the exterior coverage of the building. Sanchez asked about the roof over the gas pumps being a flat roof. Nail replied. Discussion followed on roofs. (4:11 p.m.) **Motion by Manuel, seconded by Stevenson,**

carried 5/0, to approve PNZVAR 2006-11, with II and III and making findings of fact to support the motion.

The meeting recessed at 4:12 p.m. with Deputy Clerk Lenora Newsome leaving the meeting and reconvened at 4:20 p.m. with Deputy Clerk Terry Bulla entering.

(12/12/06 - 20 - 4:20 p.m.)

16. PUBLIC HEARING - REZ 2006-36 COBBLESTONE (1 OF 2) - THIS IS A REQUEST TO REZONE 0.20 ACRES FROM COMMERCIAL NEIGHBORHOOD (CN) TO OPEN RURAL (OR) TO EXCHANGE PROPERTY UNDER THE COMPANION REZONING REQUEST (REZ 2006-35) TO ENABLE A REDUCTION IN WETLAND IMPACTS TO PROVIDE ACCESS TO THE REMAINDER OF THE PROJECT SITE. THE PROPERTY IS VACANT. THE PARCEL IS LOCATED WEST OF OLD MOULTRIE ROAD WITHIN THE MIXED USE DISTRICT 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, COMMERCIAL NEIGHBORHOOD, OFFICE PROFESSIONAL, COMMERCIAL GENERAL, PSD (APPROVED IN 1983) AND PUD (APPROVED IN 2002). THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS REZONING REQUEST AT THEIR NOVEMBER 16, 2006 HEARING BY A VOTE OF 7/0

Proof of publication of the notice of public hearing on REZ 06-36, Cobblestone was received, having been published in *The St. Augustine Record* on November 27, 2006.

Lindsay Haga gave the presentation and said the item was a companion piece to Item No. 17. She explained that the Board concurred to do both Items 16 and 17 at the same time for recording 2 parcels at Cobblestone; a land swap for rezoning 0.20 acres from Commercial Neighborhood (CN) to Open Rural (OR) to enable a reduction in wetland impacts to provide access to the remainder of the project site.

Mac McCuller, 225 Water Street, Jacksonville, who represented the applicant, said it would be a net benefit to all.

(4:23 p.m.) **Motion by Manuel, seconded by Stevenson, carried 5/0, to enact Ordinance 2006-155, known as REZ 2006-36 Cobblestone (1 of 2) adopting findings of fact 1 through 4 to support the motion.**

ORDINANCE NO. 2006-155

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM THE PRESENT ZONING CLASSIFICATION OF COMMERCIAL NEIGHBORHOOD (CN) TO OPEN RURAL (OR); MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE

(12/12/06 - 20 - 4:23 p.m.)

17. PUBLIC HEARING - REZ 2006-35 COBBLESTONE (2 OF 2) - THIS IS A REQUEST TO REZONE 0.10 ACRES FROM OPEN RURAL TO COMMERCIAL NEIGHBORHOOD (CN) TO IMPLEMENT A LAND SWAP FOR THE COMMERCIAL PROJECT UNDER THE ASSOCIATED REZONING

APPLICATION REZ 2006-36. THE REZONING WILL ENABLE THE SITE TO BE DEVELOPED WITH LESS WETLAND IMPACTS IN ORDER TO PROVIDE ACCESS TO THE WESTERN PORTION OF THE SITE. THE ENTIRE PROPERTY WAS ORIGINALLY REZONED IN 2003. THE PROPERTY IS VACANT. THE PARCEL IS LOCATED ON THE WESTERN SIDE OF OLD MOULTRIE, NORTH OF LEWIS POINT ROAD WITHIN THE MIXED USE DISTRICT LAND USE AS DEPICTED ON THE 2015 FUTURE LAND USE MAP. WATER AND SEWER WILL BE PROVIDED BY THE ST. JOHNS COUNTY UTILITIES. A FINAL CERTIFICATE OF CONCURRENCY WAS ISSUED IN 2003 FOR 75,200 SQUARE FEET OF GENERAL OFFICE SPACE, CONSISTENT WITH APPROVED COMMERCIAL CONSTRUCTION PLANS. IF THE APPROVED CONSTRUCTION PLANS EXPIRE, THE CONCURRENCY CERTIFICATE WILL EXPIRE. ADJACENT ZONINGS ARE OPEN RURAL, COMMERCIAL NEIGHBORHOOD, OFFICE PROFESSIONAL, PSD (APPROVED IN 1983) AND PUD (APPROVED IN 2002). THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS REZONING REQUEST AT THEIR NOVEMBER 16, 2006 HEARING BY A VOTE OF 7/0

Proof of publication of the notice of public hearing on REZ 06-35, Cobblestone was received, having been published in *The St. Augustine Record* on November 27, 2006.

Motion by Manuel, seconded by Stevenson, carried 5/0, to enact Ordinance 2006-156, known as REZ 2006-35 Cobblestone (2 of 2) adopting findings of fact 1 through 4 to support the motion.

ORDINANCE NO. 2006-156

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM THE PRESENT ZONING CLASSIFICATION OF OPEN RURAL (OR) TO COMMERCIAL NEIGHBORHOOD (CN) MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE

(12/12/06 - 21 - 4:24 p.m.)

18. PUBLIC HEARING - CDD 2006-08 ISLE OF BARTRAM PARK - THE ISLE OF BARTRAM PARK COMMUNITY DEVELOPMENT DISTRICT (CDD) IS PROPOSED FOR A PORTION (APPROXIMATELY 582 ACRES) OF THE BARTRAM PARK DEVELOPMENT OF REGIONAL IMPACT (DRI). THIS PORTION OF THE BARTRAM PARK DRI HAS BEEN APPROVED AND PLANNED FOR THE DEVELOPMENT OF SINGLE FAMILY HOMES AND ASSOCIATED RECREATIONAL FACILITIES. THE CDD COVERS APPROXIMATELY 582 ACRES OF LAND LOCATED NORTH OF RACETRACK ROAD IN THE NORTHWEST SECTOR OF ST. JOHNS COUNTY. THE CDD PROCESSING GROUP BELIEVES THAT THE PROPOSED CDD PETITION MEETS THE INTENT OF CHAPTER 190, F.S. GOVERNING COMMUNITY DEVELOPMENT DISTRICTS

Proof of publication of the notice of public hearing on CDD 2006-08, the Establishment of the Isle at Bartram Park Community Development District, was received having been published in *The St. Augustine Record* on November 14, 21 and 28, 2006 and on December 5, 2006.

Court Reporter, Elizabeth A. Bacher, of Executive Reporters, Inc., joined the meeting.

Lindsay Haga gave the presentation for the Isle of Bartram CDD and gave an overview of the project. She noted that the CDD processing group believed that the proposed CDD petition met the intent of Chapter 190, F.S. governing Community Development Districts.

(4:26 p.m.) Stevenson said most of the DRI was outside of St. Johns County and there was a small residential piece within the County, but they were going to complete the four-laning of Race Track Rd. and they were also constructing a collector road that would connect St. Augustine Rd. to Racetrack Rd. which would give some relief to that congested area.

(4:28 p.m.) Bryant asked Johnson if he had covered the items that the Board had expressed concerns about in the past.

(4:28 p.m.) Jonathan Johnson, 123 S. Calhoun St., Tallahassee, Florida, who represented the applicant, responded that those concerns had been addressed as exhibits and statements in the petition regarding the petitioner's agreement not to purchase mitigated wetlands as well as the enhanced disclosure. Additionally, he added, the fact that streetlights would not be maintained by St. Johns County, but by JEA, and enhanced landscaping would be maintained by the CDD and not St. Johns County.

(4:29 p.m.) **Motion by Manuel, seconded by Stevenson, carried 5/0, to enact Ordinance 2006-157, known as CDD 2006-08 Isle of Bartram Park CDD, adopting findings of fact 1 thru 3 to support the motion.**

ORDINANCE NO. 2006-157

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, ESTABLISHING THE ISLE OF BARTRAM PARK 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

(12/12/06 - 22 - 4:30 p.m.)

18a. (This was formerly Consent Agenda Item #7) MOTION TO AUTHORIZE THE COUNTY ADMINISTRATOR, OR HIS DESIGNEE, TO PURCHASE SIX (6) 2007 MID SIZE SPORTS UTILITY VEHICLES 4X2 AND 4X4 FROM DON REID FORD IN ACCORDANCE WITH BID NO. 07-23 IN THE AMOUNT OF \$116,787.00

Sanchez said he was going to take a close look at the purchase of new vehicles and the care and maintenance of County vehicles. He said it bothered him to see the purchase of new vehicles and they had a tendency to overspend in that category.

(4:32 p.m.) Bryant said they had reviewed the vehicle issue and fleet maintenance had far exceeded the national standards for the usefulness of vehicles, the number of miles that each vehicle was driven and maintenance costs had been cut.

(4:33 p.m.) **Motion by Stevenson, seconded by Sanchez, to defer the item until it is appropriate for staff to put it back on the agenda.**

(4:35 p.m.) Bryant said some of the bids were time sensitive. Locklear said he was not sure of the time conditions on the bid, but he was aware of the condition of some of the vehicles and they welcomed questions and efficiency. He noted that some of them were replacements and they were not just adding vehicles to the fleet.

(4:36 p.m.) Rich reviewed their options. Sanchez said his concern did not weigh on this one item.

(4:38 p.m.) **Motion by Rich, seconded by Bryant, carried 5/0, to table this issue to December 28, 2006.**

(12/12/06 - 23 - 4:39 p.m.)

18b. RE-APPROVAL OF AN IMPACT FEE CREDIT AGREEMENT

George McClure, 81 King St., said he represented the Jacksonville Kennel Club, the owner of the Bayard Raceway. He said that the project that was Item 18, the Bartram Park DRI, was obliged to widen Race Track Rd. to four lanes. He said half the road was in Duval County and half the road was in St. Johns County. He said the County had approached Mr. Korman, the owner of the land in Duval County, and asked if he would consider conveying a portion of his land, approximately six acres, to accomplish the four-laning, so that none of the road would wind up in Duval County. He agreed to do that in exchange for impact fee credits applicable to the land that he owned at the time of the conveyance. He said it was approved by the Board, but the legal description for the land to which the impact fee credit agreements applied was not attached to the Impact Fee agreement that was recorded. He said they needed to authorize the clerk to re-record the agreement.

(4:42 p.m.) Stevenson said she had discussed the issue with staff. Locklear said staff did not have any objections.

(4:43 p.m.) **Motion by Stevenson, seconded by Sanchez, to re-record the impact fee agreement with the legal description attached.** (4:44 p.m.) McCormack said they had not had an opportunity to review it. (4:45 p.m.) **Motion by Stevenson, seconded by Sanchez, carried 5/0, to amend the motion subject to legal review.**

(12/12/06 - 23 - 4:45 p.m.)

COMMISSIONERS' REPORTS

Manuel:

Manuel asked to have an item put on the next agenda to look at the hiring of the new County Administrator. *There was consensus of the Board to do so.* Stevenson asked if Bob Peters would do the presentation. Rich said Manuel was looking for the input from the Board. Stevenson suggested they ask Mr. Peters to bring a recommendation of a standard process. Manuel said he concurred. Rich directed the County Administrator to ask Peters to include the processes routinely used for this type selection, and what his recommendations would be.

Manuel said he would also like to put a freeze on all hiring until they determined where they were budget wise. Rich asked Locklear what needed to happen in order to enact a freeze. Locklear said there were ongoing interviews taking place. Rich said that was true and it was forcing them to take action and cause extreme hardship. He said he would prefer to address the issue at the time they did the budgeting process and find out what the impact would be for those who were in the pipeline and then implement it with a timeline.

Manuel responded that he would make an exception for any action currently in the pipeline and letters that had been written to offer positions. He said he would be happy to put a timeline on it and then to have a hiring freeze put in place.

Bryant said they needed to think about which departments the freeze would cover, because the foster care program used State pass through money. Manuel said exceptions could be made for that. He asked the County Administrator or Mr. Peters to bring to light those exceptions where they would lose service or financially.

(4:53 p.m.) Stevenson clarified that it should not apply to certain departments such as the Sheriff's Department, the Clerk of Court, Supervisor of Elections and other essential services. She said if they wanted to discourage hiring that was fine, but they needed to allow some discretion by the County Administrator because there were some things that if the County didn't do well, there could be lawsuits. Manuel suggested a second amendment that it would be at the discretion of the County Administrator to come back to the Board and make an argument for things that were not currently in process.

(4:55 p.m.) Sanchez said he had concern about fire and rescue and letters to people who have already received letters to be hired.

(4:57 p.m.) Rich said the motion had been amended to allow the County Administrator to come to the Board to state that there were certain exceptions to the rule and why. He said that the consensus of the board was to follow Manuel's advice to install a hiring freeze as of tomorrow morning.

(4:58 p.m.) McCormack said they had been trying to find an attorney since early fall. He said they desperately need to bring another attorney on board, and they needed to beg for an exception. Rich said they were exempt unless the other commissioners had any changes.

Bryant:

(4:59 p.m.) Bryant said their action on the first item of the morning was below full professionalism. He said a resolution was proposed that did not follow proper protocol, didn't go the attorney's office until late and did not go before the Clerk. He said late resolutions were allowed but were normally scheduled for a later time during the meeting so that members would have a chance to review it.

(5:00 p.m.) McCormack said the resolution was lawful, but it was not a total surprise to him. He noted that routines were there for a purpose, for review. He noted that he got the item via e-mail the night before at 9:13 p.m. He said he quickly reviewed it that morning. He said he would like additional time to review things on some items. He noted he had seen a draft of it some weeks ago, so it was not entirely the first time he had seen it.

Stevenson:

(5:02 p.m.) Stevenson updated them on the Bartram Trail Library, St. Johns Reads project and events that had taken place there. She reported on the Town Hall Meeting, which had about 50 people in attendance including new residents. She said she was going to set up "Chat Times" quarterly to discuss programs and issues requested by residents. She stated that regarding the Proclamation on Regional Planning Council appointment; she wanted to attach a minority report. Manuel said it had already gone.

She said she had heard rumors about financial conditions regarding instability of transportation obligations.

Manuel commented on Twin Creeks and noted it was a DRI approved by the County and had made significant financial commitments to the County. He said Twin Creeks sold some of its property to a company called Transeastern and passed those obligations on to Transeastern. He said Transeastern was in financial difficulty and noted they would probably hear from Deutschebank, their lender, regarding their obligations and the implications for St. Johns County. Stevenson said she had heard similar things and she had been looking at the CIP list and the transportation improvements list. She said Susan McCarthy would be in town in February. She suggested they make a link for Legislative Tips from the Florida Legislature website.

Stevenson said she was really concerned about the conduct of the Board and their long-term credibility, and they needed to follow proper process and procedure. She said it was time for the pendulum to stop swinging. She noted that change was not always change for the better. She asked that by their actions, they make fact-based decisions that would not appear pre-judged or dogmatic. She said they would never make perfect decisions but they needed to make fact-based decisions with good process. She commented on the qualities they needed for the new County Administrator position. She commented on Adams good work and the many contacts he had on the State and local levels and the fact that he was able to get many things accomplished due to those contacts. She suggested they write down the qualities they were looking for in an administrator and if they all wrote them down, they would all look pretty much the same. She said there was a lot of goodwill and desire to do good things for the County. She asked if they would discuss the Legislative program.

Rich suggested they wait until Commissioner comments at tomorrow's meeting.

Sanchez:

(5:16 p.m.) Sanchez said he appreciated her comments, but that he felt good about the decisions that had been made so far.

(12/12/06 - 25 - 5:17 p.m.)

COUNTY ATTORNEY'S REPORT:

McCormack said he was excited to work for the Board, and wanted to work by their side to help achieve their goals.

Rich:

(5:17 p.m.) Rich remarked on the approval of the development adjacent to the firing range for the Fraternal Order of the Police. He stated the attorney for the applicant had mentioned condominiums or townhouses that were being constructed at the southeastern corner of the range, and when he went out to view the condominiums that supposedly were being built there, they were not there. He said the nearest construction was the condos close to the outlet mall. He said their decision was made based on testimony from the attorney for the applicant, which was not true. He said they should not approve that type development, and asked them to recall their vote and to reconsider the issue if their vote was based on that information.

He said there were rampant rumors about a slaughter/firing of employees, and that was not the case, and the new administrator would not be firing anyone to his knowledge. He said he would guarantee that there would be no such thing going on.

He said the Board was committed to bringing good government to St. Johns County. He said he was not ashamed of anything he had voted on and they wanted to set an example. He said the rumor that there was a list of targeted employees was nonsense, and they were there to serve the citizens of St. Johns County.

(5:25 p.m.) Stevenson said she was grateful to hear that it was only rumors, but she had heard those words uttered by people sitting on the current Board that it was their intention.

(5:25 p.m.) **Motion by Sanchez, seconded by Manuel, carried 5/0, to adjourn the meeting.**

With there being no further business to come before the Board, the meeting adjourned at 5:25 p.m.

REPORTS:

1. St. Johns County Board of County Commissioners Check Register, Check No. 393532-393957, totaling \$2,411,210.28 (11/20/06)
2. St. Johns County Board of County Commissioners Check Register, Check No. 393989-394162, totaling \$2,145,570.04 (11/28/06)
3. St. Johns County Board of County Commissioners Check Register, Check No. 394164-394165, totaling \$185.76 (11/28/06)
4. St. Johns County Board of County Commissioners Check Register, Check No. 394166-394172, totaling \$167,599.20 (12/04/06)

CORRESPONDENCE:

1. Invoice dated 12/01/06, from Hopping Green & Sams for 485 pages of backup from BCC Meeting 10/31/06, totaling \$72.75.
2. Letter dated December 5, 2006, to Michael Figgins, Executive Director, Jacksonville Legal Aid, Inc. regarding an original partially executed contract between St. Johns County and Jacksonville Area Legal Aid, Inc.
3. Letter dated 11/29/06, to Max Royle, City Manager, City of St. Augustine Beach regarding a certified copy of the ordinance extending the six-cent local option fuel tax.
4. Letter dated 11/29/06, to Karen Rogers, City Clerk, City of St. Augustine, regarding a copy of the ordinance extending the six-cent local option fuel tax.
5. Letter dated 11/29/06, to Shelby Jack, Clerk, Town of Hastings, regarding a copy of the ordinance extending the six-cent local option fuel tax.
6. Letter dated 12/4/06, to Liz Cloud, Program Administrator, filing St. Johns County Ordinances Number 2006-151 through 2006-153.
7. Letter dated 11/22/06, to Karen Rogers, City Clerk of St. Augustine, regarding a filed and certified copy of the Second Supplement to Amendment to Interlocal Agreement between St. Johns County and City of St. Augustine.
8. Letter dated 11/22/06, to Shelby Jack, Clerk, Town of Hastings, regarding a copy of St. Johns County Resolution No. 2006-448.

Approved _____ January 23 _____, 2007

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Ben Rich
Ben Rich, Chairman

ATTEST: CHERYL STRICKLAND, CLERK

By: Guanne King
Deputy Clerk