**MINUTES OF MEETING**
**BOARD OF COUNTY COMMISSIONERS**
**ST. JOHNS COUNTY, FLORIDA**
**APRIL 1, 2008**
**(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: Thomas G. Manuel, District 4, Chairman
Cyndi Stevenson, District 1, Vice Chair
Ron Sanchez, District 2
James Bryant, District 5
Michael D. Wanchick, County Administrator
Patrick McCormack, County Attorney
Terry Bulla, Deputy Clerk

Also present: Cheryl Strickland, Clerk of Court

Absent: Ben Rich, District 3

(04/01/08 - 1 – 9:07 a.m.)
CALL TO ORDER

Manuel called the meeting to order.

(04/01/08 - 1 - 9:07 a.m.)
ROLL CALL

Manuel stated that four commissioners were present, with Rich absent.

(04/01/08 - 1 - 9:08 a.m.)
Sanchez gave the Invocation and Manuel led the Pledge of Allegiance.

(04/01/08 - 1 - 9:09 a.m.)
SPECIAL RECOGNITION OF JUDGE RICHARD O. WATSON (REGULAR ITEM #1 TO BE HEARD AT THIS TIME)

Mark Carter, long time friend of Judge Watson, sang God Bless America. Those present joined him. Manuel asked all of the Judges and Commissioners present to come forward, he thanked Judge Watson for the service he had given to our community and then read the Resolution to rename the St. Johns County Judicial Center to the Richard O. Watson Judicial Center effective immediately. (9:15 a.m.) **Motion by Stevenson, seconded by Sanchez, carried 4/0 with Rich absent, to adopt Resolution 2008-83**. The resolution was met with great applause.

(9:15 a.m.) Judge Alexander stated it was an honor and a privilege to be a part of the celebration honoring Judge Watson's service as an Administrative Judge for 20 years, a mentor for young lawyers and judges alike, and an outstanding leader in our community. He said the expansion of the Judicial Complex was begun with Judge Watson's vision with the opening of the complex nearly 18 years ago. He reviewed all the functions that took place within the complex and commended the many individuals who recognized the need for the most recent expansion, thanked them for funding the construction and redesign of the new facility and for authorizing the renaming of that

important place of justice, the Richard O. Watson Judicial Center. He said the renaming was a small token of appreciation for Judge Watson's vision, service to his community and commitment to integrity.

(9:18 a.m.) Judge Charles Tinlin said he was proud and pleased to be a part of that celebration. He thanked the BCC and other individuals who helped make the celebration possible. He invited everyone to a reception to be held in his courtroom after the ceremony. He noted that even though he had been retired for ten years, Judge Watson was still one of the hardest working judges in the state. He said the building would be standing long after they all had died as a monument to him and his dedication to the legal community of St. Johns County. He said there was no one more deserving of that honor.

(9:22 a.m.) Judge Watson said it was an overwhelming honor. He introduced his family members who were present. He also introduced his mentor, Senior U.S. District Judge Howell W. Melton, also present for the celebration, and other Circuit Judges, work associates and friends who were present. He thanked his Judicial Assistant, Audrey Jarrard and Susan Miller his former Criminal Division Clerk. He thanked the Board of County Commissioners and his fellow Judges for the honor they had bestowed upon him that day, with special thanks to Judge Tinlin who originated the idea.

(9:32 a.m.) Michelle Weinberg, a neighbor, said she could always count on Judge Watson and he was very deserving of the honor.

**RESOLUTION NO. 2008-83**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, RENAMING THE ST. JOHNS COUNTY JUDICIAL CENTER TO THE RICHARD O. WATSON JUDICIAL CENTER; PROVIDING AN EFFECTIVE DATE**

(9:33 a.m.) The meeting was recessed at 9:33 a.m. and resumed at 9:48 a.m.

(04/01/08 – 2 - 9:48 a.m.)
PROCLAMATION DESIGNATING APRIL 2008 AS ALCOHOL AWARENESS MONTH

Sanchez read the proclamation and presented it to Ann Breidenstein, Diana Haynie, Robin Burchfield, Nancy Birchall and Julia Kelly, who received the presentation. He noted the theme this year was *Exposing the Reality of Underage Drinking*.

(04/01/08 – 2 – 9:54 a.m.)
PROCLAMATION DESIGNATING APRIL 2008 AS LIBRARY APPRECIATION MONTH

Stevenson read the proclamation to Debra Rhodes Gibson, Library Director and Gary Reichow, Library Advisory Board Chairman, who received the proclamation. Gibson thanked the Board.

(04/01/08 - 2 – 9:58 a.m.)
PROCLAMATION DESIGNATING APRIL 2008 AS SEXUAL ASSAULT AWARENESS MONTH

Bryant read the presentation to Beth Hughes, Director of the Betty Griffin House, who received the proclamation. Hughes thanked the Board for promoting awareness about the issue of sexual assault. She told of the Crisis Hotline for St. Johns County. She said the theme for sexual assault awareness month was *Sexual Assault in the Workplace.* She reviewed events coming up during the month of April.

(04/01/08 – 3 - 10:03 a.m.)
ACCEPTANCE OF PROCLAMATION

**Motion by Sanchez, seconded by Stevenson, carried 4/0 with Rich absent, to approve the Proclamations.**

(04/01/08 - 3 – 10:04 a.m.)
DELETIONS TO CONSENT AGENDA

Manuel asked that Item 22 be pulled and that the County Attorney contract be listed for full disclosure as an agenda item when all Commissioners were present.

(04/01/08 - 3 - 10:04 a.m.)
APPROVAL OF CONSENT AGENDA

**Motion by Sanchez, seconded by Stevenson, carried 4/0 with Bryant absent, to approve the Consent Agenda.**

1. Approval of the Cash Requirement Report

2. Minutes:
   03/04/08 – BCC Regular Meeting

3. Sheriff Office Bonds:
   Cancel: Asa Higgs Gregory Holycross James Orr

4. Motion to adopt **Resolution No. 2008-84**, transferring two additional lots to the Housing Finance Authority of St. Johns County, PIN #118370 0160, to be utilized in conjunction with the overall development of the CWHIP homes

**RESOLUTION NO. 2008-84**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE CONVEYANCE OF TWO LOTS OWNED BY ST. JOHNS COUNTY TO THE HOUSING FINANCE AUTHORITY OF ST. JOHNS COUNTY, TO BE USED IN CONNECTION WITH THE CWHIP PROGRAM FOR WORKFORCE HOUSING**

5. Motion to adopt **Resolution No. 2008-85**, authorizing the use of $75,000 of the State Housing Initiatives Partnership (SHIP) program funds as a local government contribution for a 72 unit multifamily development, St. Augustine Reserve Apartments-Phase I, serving low and extremely low income households

**RESOLUTION NO. 2008-85**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING USE OF $75,000 OF THE STATE**

**HOUSING INITIATIVES PARTNERSHIP (SHIP) PROGRAM FUNDS AS A LOCAL GOVERNMENT CONTRIBUTION FOR A 72 UNIT MULTIFAMILY DEVELOPMENT, ST. AUGUSTINE RESERVE APARTMENTS-PHASE I, SERVING LOW AND EXTREMELY LOW INCOME HOUSEHOLDS**

6. Motion to adopt **Resolution No. 2008-86**, approving the terms of the Land Exchange Agreement from SONOC LLC., authorizing the County Administrator to execute the document in substantially similar form to the attached Exhibit "D" and authorizing the Chairman to sign the County Deed in substantially similar form to the attached Exhibit "C" which will allow the County to move forward to close this transaction; and the Clerk is instructed to file the signed Land Exchange Agreement in the Public Records of St. Johns County

**RESOLUTION NO. 2008-86**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING AN EXCHANGE OF REAL PROPERTY PURSUANT TO SECTION 125.37, FLORIDA STATUTES, IN CONNECTION WITH THE NOCATEE DRI DEVELOPMENT ORDER; ESTABLISHING AN EFFECTIVE DATE**

7. Motion to approve the transfer of $125,194 from 2004 Sales Tax Bonds Reserves (3366-59927), $140,000 from Beach Library Buildings (3362-56200), and $89,806 from Beach Library Operating Supplies (3362-55200) to Recreation Projects Buildings $300,000 (3361-56200), Recreation Projects Improvements Other Than Building $50,000 (3361-56301) and Permit Center Operating Supplies $5,000 (3367-55200)

8. Motion to approve the transfer of $25,000 from Group Insurance Reserves (5500-59920) to Group Insurance Contractual Services (5500-53120)

9. Motion to approve the transfer of $16,679.23 from 1200-59927 (Northwest Tower Capital Outlay Reserve) to 1200-58200 (Aid to Private Organization) for the equipment needed to start up Creeks Football League

10. Motion to adopt **Resolution No. 2008-87**, approving the Final Plat for Coastal Oaks At Nocatee – Phase 2A

**RESOLUTION NO. 2008-87**

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A SUBDIVISION PLAT FOR COASTAL OAKS AT NOCATEE – PHASE 2A**

11. Motion to adopt **Resolution No. 2008-88**, approving the Final Plat for Old Moultrie Village

**RESOLUTION NO. 2008-88**

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

**APPROVING A SUBDIVISION PLAT FOR OLD MOULTRIE VILLAGE**

12. Motion to adopt **Resolution No. 2008-89**, recognizing unanticipated revenues of $9,755 from the Hartford Insurance Company to the St. Johns County Supervisor of Elections, and to adjust the Revenue and Expenditure Budget of the St. Johns County Supervisor of Elections in recognition of such revenues, and authorize the expenditure of such unanticipated revenues, in order purchase replacement equipment

**RESOLUTION NO. 2008-89**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, RECOGNIZING UNANTICIPATED REVENUES OF $9,755. FROM THE HARTFORD INSURANCE COMPANY TO THE ST. JOHNS COUNTY SUPERVISOR OF ELECTIONS, AND TO ADJUST THE REVENUE AND EXPENDITURE BUDGET OF THE ST. JOHNS COUNTY SUPERVISOR OF ELECTIONS IN RECOGNITION OF SUCH UNANTICIPATED REVENUES, AND AUTHORIZING THE EXPENDITURE OF SUCH UNANTICIPATED REVENUES, IN ORDER TO PURCHASE REPLACEMENT EQUIPMENT**

13. Motion to approve a transfer in the amount of $6,783 from Transportation Trust Fund Reserves (1131-59920) and a transfer in the amount of $2,351 from General Fund Reserves (0083-59920) to the appropriate salary and benefit line items within the respective departments

14. Motion to adopt **Resolution No. 2008-90**, accepting the terms and authorizing the County Administrator to execute a Florida Power and Light Consent Agreement to address an encroachment issue

**RESOLUTION NO. 2008-90**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING THE TERMS AND CONDITIONS OF A FLORIDA POWER & LIGHT ("FPL") CONSENT AGREEMENT AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE AGREEMENT TO ADDRESS AN ENCROACHMENT ISSUE**

15. Motion to adopt **Resolution No. 2008-91**, accepting a Grant of Easement for a corner clip of additional right-of-way on Sunset Boulevard in St. Augustine Park Unit Two Subdivision

**RESOLUTION NO. 2008-91**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A GRANT OF EASEMENT FOR A CORNER CLIP OF ADDITIONAL RIGHT-OF-WAY ON SUNSET BOULEVARD IN ST. AUGUSTINE PARK UNIT TWO SUBDIVISION**

16. Motion to adopt **Resolution No. 2008-92**, accepting a termination of easement and new grant of easement for water and sewer service to Florentine Phase III Subdivision and authorizing the Chairman of the Board to execute the Easement

**RESOLUTION NO. 2008-92**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A TERMINATION OF EASEMENT AND NEW GRANT OF EASEMENT FOR WATER AND SEWER SERVICE TO FLORENTINE PHASE III SUBDIVISION AND AUTHORIZING THE CHAIRMAN OF THE BOARD TO EXECUTE THE EASEMENT**

17. Motion to adopt **Resolution No. 2008-93**, approving an exchange of real property pursuant to Section 125.37, Florida Statutes, in connection with the construction of the new Emergency Operation Center

**RESOLUTION NO. 2008-93**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING AN EXCHANGE OF REAL PROPERTY PURSUANT TO SECTION 125.37, FLORIDA STATUTES, IN CONNECTION WITH THE CONSTRUCTION OF THE NEW EMERGENCY OPERATION CENTER**

18. Motion to adopt **Resolution No. 2008-94**, approving the terms of A Memorandum of Understanding with the COA relating to the temporary use of a portion of a County building on Pope Road for office space and authorizing the County Administrator to execute said Memorandum

**RESOLUTION NO. 2008-94**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS OF A MEMORANDUM OF UNDERSTANDING WITH ST. JOHNS COUNTY COUNCIL ON AGING, INC., RELATING TO THE TEMPORARY USE OF A PORTION OF A COUNTY BUILDING ON POPE ROAD FOR OFFICE SPACE AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE SAID MEMORANDUM**

19. Motion to adopt **Resolution No. 2008-95**, accepting an Easement for Utilities for water service to CNL Bank and Retail Center on the corner of Old Moultrie Road and US #1 South

**RESOLUTION NO. 2008-95**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER SERVICE TO CNL BANK AND RETAIL CENTER LOCATED ON THE CORNER OF OLD MOULTRIE ROAD AND US #1 SOUTH**

20. Motion to adopt **Resolution No. 2008-96,** approving the terms and conditions of a Memorandum of Understanding between the First Coast Metropolitan Planning Organization and the St. Johns County Board of County Commissioners for a Bus Study, and authorizing the Chairman of the Board of County Commissioners of St. Johns County to execute the Memorandum of Understanding on behalf of the County

**RESOLUTION NO. 2008-96**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN FIRST COAST METROPOLITAN PLANNING ORGANIZATION (MPO) AND ST. JOHNS COUNTY FLORIDA FOR USING MPO FUNDS FROM THE UNIFIED PLANNING WORK PROGRAM FOR A SIGN INSTALLATION STUDY AND AUTHORIZING THE CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE THE MOU ON BEHALF OF THE COUNTY**

21. Motion to adopt **Resolution No. 2008-97**, recognizing revenues of $39,816 from the First Coast Metropolitan Planning Organization (MPO) Unified Planning Work Program (UPWP) and authorizing an equal expenditure, in order to accommodate a bus stop sign study and adjusting the transit revenue and expenditure budget in recognition of these funds

**RESOLUTION NO. 2008-97**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, RECOGNIZING UNANTICIPATED REVENUES OF $39,816 FROM THE FIRST COAST METROPOLITAN PLANNING ORGANIZATION (MPO) UNIFIED PLANNING WORK PROGRAM (UPWP) AND AUTHORIZING THEIR EXPENDITURE BY ST. JOHNS COUNTY FOR A BUS STOP SIGN STUDY AND TO ADJUST THE TRANSIT REVENUE AND EXPENDITURE BUDGET IN RECOGNITION OF THESE FUNDS**

22. Motion to authorize the Chairman of the Board of County Commissioners of St. Johns County, Florida, to execute the attached employment contract on behalf of the County with Patrick F. McCormack, as County Attorney of St. Johns County, effective April 1, 2008

*This item was pulled from the agenda.*

23. Motion to adopt **Resolution No. 2008-98**, extending the length of the approved terms, provisions, conditions, and requirements of an Agreement between the Board of County Commissioners and Flagler Hospital; and authorizing the County Administrator to execute the Agreement on behalf of the County

**RESOLUTION NO. 2008-98**

**A RESOLUTION OF 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 AND FLAGLER HOSPITAL, AUTHORIZING THE COUNTY ADMINISTRATOR OF ST. JOHNS COUNTY TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY**

24. Motion to adopt **Resolution No. 2008-99**, approving the terms, provisions, conditions, and requirements of an Agreement between the Board of County Commissioners and Medical Specialists, P.A., and authorizing the County Administrator to execute the Agreement on behalf of the County

**RESOLUTION NO. 2008-99**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF AN AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, AND MEDICAL SPECIALISTS, P.A., AUTHORIZING THE COUNTY ADMINISTRATOR OF ST. JOHNS COUNTY TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY**

25. Proofs:
    a. Proof, Notice to Bidders, Bid No. 08-108
    b. Proof, Notice to Bidders, Bid No. 08-79
    c. Proof, Notice of Meeting, Board of County Commissioners, Hosted by Seminole County, Thursday, March 6, 2008 at 11:00 a.m.
    d. Proof, Notice to Bidders, RFP No. 08-102
    e. Proof, Notice to Bidders, Bid No. 08-72
    f. Proof, Notice of Meeting, Board of County Commissioners, Special Budget Meeting, Tuesday, March 11, 2008 at 9:00am
    g. Proof, Notice of Hearing, Board of County Commissioners, Establishment of Ordinance/Regulations affecting the Use of Land, Tuesday, January 8, 2008 at 5:30pm and Tuesday, February 5, 2008 at 9:00 a.m.
    h. Proof, Certificate of Liability Insurance, Herrington Industries Inc dba Strickland Construction Services
    i. Proof, Certificate of Liability Insurance, Dawn Electric

(04/01/08 - 8 - 10:05 a.m.)
PUBLIC COMMENT

Dwight Hines, 150 Nesmith Ave., spoke regarding the upcoming election, particularly District 1. He reviewed issues of concern for the residents of that area.

(10:08 a.m.) Bruce Maguire, 297 St. George St., spoke regarding refusing relocation of the lift station on a citizen's property and asked the Board to resolve the case once and for all.

(04/01/08 - 9 - 10:20 a.m.)
ADDITIONS/DELETIONS TO REGULAR AGENDA

There were none.

(10:20 a.m.) George McClure, 81 King St., requested an indefinite postponement of the Anderson Greenbriar PUD, on that day's agenda, until a date uncertain. Manuel asked the County Attorney to work with McClure regarding concurrency. Stevenson concurred.

(10:23 a.m.) Manuel asked that Item 14, Lightsey Rd. Apartments, be postponed until the full board was present.

(10:24 a.m.) Doug Burnett said he would like to have the hearing that day and if they needed to continue they could. Manuel said he would prefer to postpone it. McCormack said the Board had the authority to continue the item for any reason that was debatable, not arbitrary and capricious. He said the fact that Rich was not in attendance and that the vote was 3/2 on the first vote, would meet the rule necessary.

(10:27 a.m.) **Motion by Manuel, seconded by Stevenson, to postpone the meeting until April 15.** Discussion ensued. Burnett asked to clarify some information and said it was 264 units, not 400 as some people thought. He said the height was lower that the maximum height allowed. He said the maximum height would be 41 feet. He said road improvements would be made, the primary access would be off CR 207 and the apartments would be sold at market rate, not low income. (10:29 a.m.) **Motion carried 4/0 with Rich absent.**

(04/01/08 - 9 - 10:29 a.m.)
APPROVAL OF REGULAR AGENDA

**Motion by Stevenson, seconded by Sanchez, carried 4/0 with Rich absent, to approve the Regular Agenda as amended.**

*See Action Take Above at Special Recognition for Judge Richard O. Watson*
(04/01/08 - 9 – 10:29 p.m.)

1. CONSIDER A MOTION TO ADOPT A RESOLUTION RENAMING THE ST. JOHNS COUNTY JUDICIAL CENTER AS THE RICHARD O. WATSON JUDICIAL CENTER

(04/01/08 - 9 - 10:29 p.m.)

2. PUBLIC HEARING - RESOLUTION APPROVING THE 2009 PROGRAM OF PROJECTS AND SUBMITTAL OF THE FY 2009 SECTION 5307 URBANIZED AREA GRANT - EACH YEAR THE FEDERAL TRANSIT ADMINISTRATION APPORTIONS FUNDING FOR URBANIZED AREA PUBLIC TRANSPORTATION ASSISTANCE. OUR APPORTIONMENT FOR THIS YEAR IS $623,036. ONCE THIS APPORTIONMENT IS DETERMINED, A PROGRAM OF PROJECTS IS DEVELOPED AND USED AS THE BASIS FOR THE SECTION 5307 URBANIZED AREA GRANT SUBMITTAL. PRIOR TO THIS SUBMITTAL FEDERAL GUIDELINES REQUIRE A PUBLIC HEARING TO BE HELD AND FOR THE PROGRAM OF PROJECTS TO BE APPROVED FOLLOWING THE PUBLIC HEARING. THE MATCH REQUIREMENT FOR THIS GRANT WILL BE 50% FOR OPERATING COSTS AND 20% FOR CAPITAL. OPERATING COSTS FOR THIS YEAR'S GRANT IS $250,000 WITH THE $250,000 MATCH COMING FROM THE COUNTIES CONTRIBUTION TO TRANSIT, FAREBOX REVENUE, AND AN FDOT BLOCK GRANT. THE 20% MATCH OF $93,259

FOR CAPITAL WILL COME FROM A SOFT MATCH OF TOLL REVENUE CREDITS PROVIDED BY THE STATE OF FLORIDA

Gary Mackey, Transit Planner, gave the presentation and explained the grant.

(10:30 a.m.) **Motion by Stevenson, seconded by Sanchez, carried 4/0 with Rich absent, to adopt Resolution No. 2008-100, approving the 2009 Program of Projects and submittal of the FY 2009 Section 5307 Urbanized Area Grant for $623,036 in Federal Transit Administration funding.**

**RESOLUTION NO. 2008-100**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE 2009 PROGRAM OF PROJECTS AND SUBMITTAL OF THE 2009 SECTION 5307 URBANIZED AREA GRANT**

(04/01/08 - 10 - 10:31 a.m.)

3. CONSIDER A DEFINING LAND ACQUISITION & MANAGEMENT PROGRAM (LAMP) FOCUS AREAS FOR ACQUISITION AND METHOD FOR CONTACTING THE OWNERS IN THOSE AREAS

Mark Middlebrook, 21 Sailfish Dr., Ponte Vedra Beach, Chairman of the LAMP Board, explained that the Board had directed them to come up with a strategy for acquiring environmentally sensitive lands. Tony Cubbedge of the SJC Land Management staff, gave a LAMP update and history. He reviewed the focus areas of highest priority, the regional corridor approach, and the two pronged approach of the Department of Environmental Protection and the Water Management District on how to contact owners. He asked the Board for their input on which approach the Board preferred. Manuel thanked them for their hard work.

(10:36 a.m.) Stevenson said it had been a diligent effort to get the information together. She said they had arrived at the just the right place, at just the right time, and they were ready for the next step. She noted the LAMP Board had discussed it in some length. She said approaching owners before they read it in the paper was the way to go. She explained that it was a voluntary program in which landowners could participate, and their land was not going to be taken away.

(10:38 a.m.) Manuel said he would prefer notification and once the owner said no, their property should be removed from the map. He said regional cooperation was important, and he would like to go with them to the various commission meetings to see if we could get them to partner with us for preservation efforts. (10:39 a.m.) **There was consensus to notify the owners.**

(10:39 a.m.) Middlebrook told of an upcoming meeting sponsored by the St. Johns River Alliance, the North Florida Land Trust and the Florida Wildlife Federation, at which seven counties would be present, and suggested that Board members might want to attend it. He noted that they were in good shape to do a presentation at that meeting regarding environmentally sensitive land. Stevenson said people had been working onthis project for decades, and acknowledged other members of the LAMP Board who were present.

(04/01/08 - 11 - 10:42 a.m.)
4. CONSIDER AN APPOINTMENT TO THE LAND ACQUISITION & MANAGEMENT PROGRAM (LAMP) CONSERVATION BOARD

Melissa Lundquist, Administrative Coordinator, gave the next three presentations.

(10:43 a.m.) **Motion by Sanchez, seconded by Stevenson, carried 4/0 with Rich absent, to appoint Charles William Metcalf, Sr. to the LAMP Conservation Board for a full four-year term scheduled to expire April 1, 2012.**

(04/01/08 - 11 - 10:43 a.m.)
5. CONSIDER APPOINTMENT TO THE RECREATION ADVISORY BOARD

**Motion by Bryant, seconded by Stevenson, carried 4/0 with Rich absent, to reappoint Bert Watson to the Recreation Advisory Board for a full four-year term scheduled to expire April 1, 2012.**

(04/01/08 - 11 - 10:44 a.m.)
6. CONSIDER APPOINTMENTS TO THE ARCHITECTURAL REVIEW COMMITTEE

**Motion by Manuel, seconded by Sanchez, carried 4/0 with Rich absent, to appoint Alison McCallum to the Architectural Review Committee for a partial term scheduled to expire May 18, 2009. (Regular member within the PVZD)**

**Motion by Manuel, seconded by Bryant, carried 4/0 with Rich absent, to appoint Richard Razabdouski to the Architectural Review Committee for a partial term scheduled to expire May 18, 2009. (Alternate Member within the CCOD)**

(04/01/08 - 11 - 10:47 a.m.)
7. PUBLIC HEARING - ORDINANCE RELATING TO THE REGULATION OF WATER AND SEWER UTILITIES WITHIN THE UNINCORPORATED AREAS OF ST. JOHNS COUNTY - ST. JOHNS COUNTY ORDINANCE 89-63, ALONG WITH ITS SUBSEQUENT AMENDMENTS, ESTABLISHES AND PROVIDES FOR THE POWERS AND THE DUTIES OF THE ST. JOHNS WATER AND SEWER AUTHORITY IN REGULATING PRIVATE WATER AND SEWER UTILITIES WITHIN THE COUNTY. THE REGULATION OF WATER AND SEWER SYSTEMS IN ST. JOHNS COUNTY REQUIRES EXPERTISE AND INCREASED STAFF NOT CURRENTLY AVAILABLE. REVENUES FROM SAID REGULATION ARE INSUFFICIENT TO OFFSET REGULATORY COSTS INCURRED, AND ST. JOHNS COUNTY IS A NON-JURISDICTIONAL COUNTY FOR PURPOSES OF PUBLIC SERVICE COMMISSION REGULATION OF WATER AND SEWER UTILITIES. CHAPTER 367 OF THE FLORIDA STATUTES PROVIDES A PROCEDURE BY WHICH A COUNTY MAY INVOKE THE JURISDICTION OF THE FLORIDA PUBLIC SERVICE COMMISSION FOR A PERIOD OF NOT LESS THAN TEN (10) YEARS. THE INTERESTS OF THE CITIZENS OF ST. JOHNS COUNTY WILL BE BETTER SERVED BY REGULATING PRIVATE WATER AND SEWER UTILITIES AT THE STATE LEVEL

Proof of publication of the notice of public hearing on an Ordinance relating to the regulation of water and sewer utilities within the unincorporated areas of St. Johns County was received, having been published in *The St. Augustine Record* on March 21, 2008.

Regina Ross, Assistant County Attorney, gave the initial presentation.

(10:47 a.m.) Albert Aftoora, 1211 Creekview Way, Ponte Vedra, Chair of the Water & Sewer Authority, said the WSA Board had a different take on how they should be disposed of, though they were in agreement with the decision to disband, however the WSA Board's view was for the County to retain responsibility for adjudicating community complaints, possibly under Wanchick's direction. He said complainants would have to go to Tallahassee if returned to the State, and since there were only three small utilities remaining, the Board recommended keeping the complaint component locally. Manuel thanked Aftoora for his years of service.

(10:51 a.m.) Wanchick said they needed to take a look at it. He said they were losing staff in that area, that they would not be refilling. He asked for a period of time to review it.

(10:52 a.m.) McCormack said once it was sent back, the County could not take it back for a minimum of ten years per State statute. He said most complaints had been code enforcement issues and the County could act in that regard.

(10:53 a.m.) General discussion ensued. Manuel suggested that the Administrator and the Attorney review the issue and asked for consensus of the Board. McCormack said it was his understanding of the statute that the PSC jurisdiction, should they take it, was a full jurisdiction and they would not be able to do it in part. **There was Board consensus.**

(04/01/08 – 12 -10:57 a.m.) (DISTRICT 2)

8. PUBLIC HEARING - WAIVER TO BALD EAGLE REQUIREMENTS FOR COVENANT HOMES PROPERTY AT BALD EAGLE NEST SJ-021 - THE APPLICANT SEEKS A WAIVER TO SECTION 4.01.10.B OF THE LAND DEVELOPMENT CODE, PERTAINING TO HABITAT MANAGEMENT FOR THE BALD EAGLE FOR PROPERTY LOCATED WITHIN THE SECONDARY ZONE OF BALD EAGLE NEST SJ-021. THE WAIVER IS REQUESTED IN ORDER TO CONSTRUCT TWO SINGLE FAMILY HOMES DURING THE NESTING SEASON WHICH IS FROM OCTOBER 1ST TO MAY 15TH. THE APPLICANT HAS AGREED TO HIRE A BALD EAGLE MONITOR, APPROVED BY COUNTY STAFF, TO OBSERVE THE NEST DURING CONSTRUCTION, TO WATCH FOR ANY SIGNS OF DISTURBANCE, AND THE MONITOR SHALL HAVE THE AUTHORITY TO SUSPEND WORK ACTIVITIES THAT MAY BE RESPONSIBLE FOR ABNORMAL BEHAVIOR BY THE BALD EAGLES

Proof of publication of the notice of public hearing on the Waiver to bald eagles requirement for Covenant Homes Property at bald eagle nest SJ-021 was received, having been published in *The St. Augustine Record* on March 17, 2008.

Jan Brewer gave the presentation.

**Motion by Bryant, seconded by Sanchez, carried 4/0 with Rich absent, to approve the waiver to Section 4.01.10B of the Land Development Code based on the applicant providing an alternate Bald Eagle Management Plan.**

(04/01/08 - 12 - 10:58 a.m.) (DISTRICT 3)

9. PUBLIC HEARING - WAIVER TO BALD EAGLE REQUIREMENTS FOR SHORE DRIVE BOAT RAMP IMPROVEMENTS - THE APPLICANT SEEKS A WAIVER TO SECTION 4.01.10.B OF THE LAND DEVELOPMENT CODE, PERTAINING TO HABITAT MANAGEMENT FOR THE BALD EAGLE, FOR

PROPERTY LOCATED WITHIN THE SECONDARY ZONE OF BALD EAGLE NEST SJ-025. IT IS REQUESTED THAT BOAT RAMP AND PARKING IMPROVEMENTS AT THE COUNTY'S SHORE DRIVE BOAT RAMP BE ALLOWED TO OCCUR DURING THE NESTING SEASON WHICH IS FROM OCTOBER 1ST TO MAY 15TH. THE APPLICANT HAS AGREED TO PROVIDE A BALD EAGLE MONITOR, APPROVED BY COUNTY STAFF, TO OBSERVE THE NEST DURING CONSTRUCTION TO WATCH FOR ANY SIGNS OF DISTURBANCE AND THE MONITOR SHALL HAVE THE AUTHORITY TO SUSPEND WORK ACTIVITIES THAT MAY BE RESPONSIBLE FOR ABNORMAL BEHAVIOR BY THE BALD EAGLES

Proof of publication of the notice of public hearing on a waiver to bald eagle requirements for Shore Drive Boat Ramp Improvements, was received, having been published in *The St. Augustine Record* on March 17, 2008.

Jan Brewer gave the presentation.

**Motion by Bryant, seconded by Sanchez, carried 4/0 with Rich absent, to approve the waiver to Section 4.01.10 B of the Land Development Code based on the applicant providing an alternate Bald Eagle Management Plan.**

The Board recessed at 10:59 a.m. and reconvened at 11:06 a.m.

(04/01/08 - 13 - 11:06 a.m.) (DISTRICT 2)

10. PUBLIC HEARING - MAJMOD 2008-01 HARLEY DAVIDSON PLANNED UNIT DEVELOPMENT - THIS REQUEST SEEKS A MAJOR MODIFICATION TO THE HARLEY DAVIDSON PUD (ORD. 2002-03) TO ADD A PEDESTRIAN AND VEHICULAR ACCESS TO THE ADJACENT PARCEL (PARCEL C) OF THE ANDERSON PARK PUD. THIS APPLICATION INCLUDES A COMPANION MAJOR MODIFICATION TO THE ANDERSON PARK PUD (MAJMOD 2008-02). STAFF RECOMMENDS APPROVAL OF THIS REQUEST, FINDING THE REQUEST CONSISTENT WITH THE COMPREHENSIVE PLAN AND APPLICABLE SECTIONS OF THE LAND DEVELOPMENT CODE, SPECIFICALLY PROVIDING FOR INTERCONNECTIVITY WITHIN THE MIXED USE DISTRICT. THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS REQUEST AT THEIR MARCH 20, 2008 MEETING BY A VOTE OF 6/0

Proof of publication of the notice of public hearing on MAJ 2008-01, Harley Davidson was received, having been published in *The St. Augustine Record* on March 17, 2008.

Lindsay Haga, Chief Planner, gave the presentation and said that items 10 and 11 were companion pieces that would be heard together. She clarified that Item No. 11 was solely for interconnection.

(11:06 a.m.) Karen Taylor, 77 Saragossa St., said she represented the Hollingsworth family, who were present. She explained that it was so that two sites could crisscross and access each other.

(11:07 a.m.) **Motion by Sanchez, seconded by Bryant, carried 4/0 with Rich absent, to enact Ordinance No 2008-15, known as MAJMOD 2008-01, Harley Davidson, adopting findings of fact one through five to support the motion.**

**ORDINANCE NO. 2008-15**

**AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, APPROVING A MAJOR MODIFICATION TO THE HARLEY DAVIDSON PLANNED UNIT DEVELOPMENT, ORDINANCE NUMBER 2002-03, AS AMENDED, MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE**

(04/01/08 - 14 – 11:08 a.m.) (DISTRICT 2)

11. PUBLIC HEARING - MAJMOD 2008-02, ANDERSON PARK PLANNED UNIT DEVELOPMENT - THIS REQUEST SEEKS A MAJOR MODIFICATION TO THE ANDERSON PARK PUD (ORD. 2002-65) TO ADD PEDESTRIAN AND VEHICULAR ACCESS TO PARCEL C, ADD DRIVE THROUGH FACILITIES TO BANKS AND RESTAURANTS, PROVIDE FOR OFF SITE PARKING/STORMWATER, ADD RV/BOAT STORAGE AND EXTEND THE PHASING SCHEDULE BY THREE YEARS PER PHASE. THIS APPLICATION INCLUDES A COMPANION MAJOR MODIFICATION TO THE HARLEY DAVIDSON (MAJMOD 2008-01). STAFF RECOMMENDS APPROVAL OF THIS REQUEST, FINDING THE REQUEST CONSISTENT WITH THE COMPREHENSIVE PLAN AND APPLICABLE SECTIONS OF THE LAND DEVELOPMENT CODE, SPECIFICALLY PROVIDING FOR INTERCONNECTIVITY WITHIN THE MIXED USE DISTRICT. THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS REQUEST AT THEIR MARCH 20, 2008 MEETING BY A VOTE OF 6/0

Proof of publication of the notice of public hearing on MAJ 2008-02, Anderson Park was received, having been published in *The St. Augustine Record* on March 17, 2008.

(11:08 a.m.) **Motion by Sanchez, seconded by Stevenson, carried 4/0 with Rich absent, to enact Ordinance No. 2008-16, known as MAJMOD 2008-02, Anderson Park, adopting findings of fact one through five to support the motion.**

**ORDINANCE NO. 2008-16**

**AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, APPROVING A MAJOR MODIFICATION TO THE ANDERSON PARK PLANNED UNIT DEVELOPMENT, ORDINANCE NUMBER 2006-89 AS AMENDED, MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE**

(04/01/08 - 14 - 11:09 a.m.) (DISTRICT 2)

12. PUBLIC HEARING – PRD 2007-05 BOBINSKI PLANNED RURAL DEVELOPMENT – THIS IS A REQUEST TO REZONE FROM OPEN RURAL (OR) TO PRD FOR THE CONSTRUCTION OF 4 SINGLE FAMILY UNITS. SUBJECT PROPERTY IS 56.37 ACRES AND IS LOCATED ON THE EAST AND WEST SIDE OF CR 13. STAFF SUPPORTS THIS REQUEST BASED ON REVIEW OF THE LAND DEVELOPMENT CODE, COMPREHENSIVE PLAN, AND GENERAL DEVELOPMENT TRENDS IN THE SURROUNDING AREA UPON RESOLUTION OF THE OPEN ISSUES RELATED TO THE WAIVER TO LDC SECTION 6.02.06. THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS REQUEST AT THEIR FEBRUARY 7, 2008 MEETING BY A VOTE OF 5 TO 2 (MOTION BY WHEELER, SECOND BY OGELSBY, DISSENTING VOTES BY WILLIAMS & LAIDLAW). CONCERNS

EXPRESSED BY THE DISSENTING VOTES WERE OPPOSITION TO THE WAIVER TO LDC SECTION 6.02.06 AND THAT THE REQUEST DID NOT MEET THE SPIRIT AND INTENT OF THE PRD REGULATIONS

Proof of publication of the notice of public hearing on PRD 2007-05, Bobinski was received, having been published in *The St. Augustine Record* on March 17, 2008.

Michael Blackford gave the presentation. He commented on the waiver requests and why there had been objection by the PZA for paying into the sidewalk funds. He said there was preservation of the wetlands, so the lots were not typical sized lots, and staff did not object due to site constraints.

(11:10 a.m.) Stevenson said this project was an illustration of several things. She said it was going to be served by a septic system close to environmentally sensitive lands, and it was an example of why the Board needed to look at a five year inspection for septic systems or an upgrade of the types of septic systems they allowed. She said the extension of a water and sewer line might be advisable even though it was not required. She said the cost to build sidewalks was out of line with the contributions to the sidewalk funds, and they might want to start objecting to those waivers until they got the sidewalk fund more in parity with the actual cost to build them. She said on PRD projects, and on this site in particular, this was the type of community that should commit to the low impact development project. She said it would enhance the value of the product.

(11:13 a.m.) Taylor said they had decided not ask for the waiver for the sidewalk and would pay into the sidewalk fund. Sanchez requested a walkway in the natural area and said walkways were easy to get permits for. Taylor said regarding septic systems, there were added requirements which they would meet, and they would agree to pursue low impact development. Taylor said it met County code requirements, the LDC and Comp Plan. Sanchez asked if the lots would be sold individually. Taylor said all four lots would be sold to a developer.

(11:17 a.m.) Stevenson asked how the conservation area would be protected. Blackford said it would have to be platted as conservation. He said the text specified two different environmental areas depending on whether it was in the developmental area or the reserve area. Taylor said the conservation area would be through the State through the Water Management District and it was under the Reserve text on the PUD.

(11:18 a.m.) Ellen Whitmer, 1178 Natures Hammock Rd., Fruitcove, asked the minimum number of acres required for a PRD. She asked if SR 13 bisected the area and if so, that it was not the same parcel of land. She said that for a PRD it had to be in the same parcel.

(11:20 a.m.) McCormack said it could be divided by a road. Taylor said it was 56 acres and had been owned by one family for many years as one parcel. She said the upland common reserves were on the plat, and the remainder was with the Water Conservation District. She said the individual lot owner would own it.

(11:22 a.m.) Stevenson disclosed ex-parte with Taylor and said her discussions were like the one they had just had. She suggested they might want to look at their PRD text to see if they wanted the conservation easement to extend closer to the home.

(11:23 a.m.) Taylor said the LDC was a little different than the Comp Plan and she said it required them to have uplands and wetlands and the ratio had to be included.

(11:24 a.m.) Sanchez disclosed ex-parte. Bryant disclosed ex-parte with Taylor.

(11:25 a.m.) **Motion by Stevenson, seconded by Sanchez, carried 4/0 with Rich absent, to enact Ordinance No. 2008-17, known as PRD 2007-05, adopting findings of fact one through five to support the motion, excluding the sidewalk waiver.**

**ORDINANCE NO. 2008-17**

**AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM OPEN RURAL TO PRD (PLANNED RURAL DEVELOPMENT); PROVIDING FINDINGS OF FACT; PROVIDING A SAVINGS CLAUSE; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE**

(11:37 a.m.) **Motion by Stevenson, seconded by Sanchez, carried 4/0 with Rich absent to add that the developer will agree to low impact development.** (See Commissioner Comments)

(04/01/08 – 16 - 1:25 a.m.) (DISTRICT 3)

13. PUBLIC HEARING – PUD 2007-25 SATTICH OFFICE PLANNED UNIT DEVELOPMENT – THIS IS A REQUEST TO REZONE FROM RESIDENTIAL SINGLE FAMILY THREE (RS-3) TO PUD FOR THE CONSTRUCTION OF 4,225 SQUARE FEET OF OFFICE AND PROFESSIONAL USES. SUBJECT PROPERTY IS .64 ACRES AND IS LOCATED JUST EAST OF US 1 SOUTH OFF OF SHORE DR AND SOUTH OF FLAGLER HOSPITAL. STAFF SUPPORTS THIS REQUEST BASED ON REVIEW OF THE LAND DEVELOPMENT CODE, COMPREHENSIVE PLAN, AND GENERAL DEVELOPMENT TRENDS IN THE SURROUNDING AREA. THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS REQUEST AT THEIR FEBRUARY 21, 2008 MEETING BY A VOTE OF 4 TO 2 (MOTION BY WHEELER, SECOND BY WILES, DISSENTING VOTE BY LAIDLAW AND HANSON WITH WILLIAMS ABSENT). DISCUSSION ABOUT THE REQUEST CENTERED ON SOLID WASTE COLLECTION, ENCROACHMENT OF COMMERCIAL INTO RESIDENTIAL AREA AND THE SIZE OF SIGNS

Proof of publication of the notice of public hearing on PUD 2007-25, Sattich Offices PUD was received, having been published in *The St. Augustine Record* on March 17, 2008.

(11:26 a.m.) Sanchez declared ex-parte.

(11:26 a.m.) Karen Taylor, 77 Saragossa St., gave the presentation for her client, Carol Sattich. She said there was an issue with the lots located in St. Augustine South adjacent to Flagler Hospital. She said the office use was very specific due to the site location and was for a medical office. She gave an overhead presentation. She said it was low intensity use, was compatible with the Comp Plan and would have additional buffering. She said they would agree to a lower monument type sign.

(11:31 a.m.) Carol Sattich, 1212 Hogarth Dr., Louisville, KY, noted that the property had been difficult to sell because of the location of the hospital right behind it. She said they needed to sell it and asked the Board for approval.

(11:34 a.m.) Stevenson asked if the small monument sign was in the text. Taylor said no, it needed to be included in the text.

(11:34 a.m.) **Motion by Stevenson, seconded by Sanchez, carried 4/0 with Rich absent, to enact Ordinance No. 2008-18, known as PUD 2007-25, Sattich Offices, adopting findings of fact one through seven to support the motion, including the revision of a five foot monument sign and residential style housing not to exceed 25 feet.**

**ORDINANCE NO. 2008-18**

**AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM RESIDENTIAL SINGLE FAMILY (RS-3) TO PUD (PLANNED UNIT DEVELOPMENT); PROVIDING FINDINGS OF FACT; PROVIDING A SAVINGS CLAUSE; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE**

(04/01/08 - 17 – 11:35 a.m.) (DISTRICT 3)

14. PUBLIC HEARING – PUD 2005-30 LIGHTSEY ROAD APARTMENTS PLANNED UNIT DEVELOPMENT – THIS IS A REQUEST TO REZONE FROM OPEN RURAL (OR) TO PUD FOR THE CONSTRUCTION OF 264 APARTMENT UNITS AND 25,000 SQUARE FEET OF COMMERCIAL SPACE. SUBJECT PROPERTY IS 25.21 ACRES AND IS LOCATED ALONG THE INTERSECTION OF LIGHTSEY RD AND SR 207. STAFF SUPPORTS THIS REQUEST BASED ON REVIEW OF THE LAND DEVELOPMENT CODE, COMPREHENSIVE PLAN, AND GENERAL DEVELOPMENT TRENDS IN THE SURROUNDING AREA. THE BOARD OF COUNTY COMMISSIONERS PREVIOUSLY DENIED THIS REQUEST ON FEBRUARY 20, 2007 BY A VOTE OF 3/2. ON DECEMBER 12, 2007 THE COURT QUASHED THE ORDER BY THE BCC AND REMANDED THE ITEM FOR REHEARING BY THE BCC

Proof of publication of the notice of public hearing on PUD 2005-03, Lightsey Road Apartments was received, having been published in *The St. Augustine Record* on March 3, 2008.

(11:35 a.m.) **Motion by Sanchez, seconded by Stevenson, carried 4/0 with Rich absent, to postpone the item and place it as Item No. 1 on the April 15th agenda.**

(04/01/08 - 17 – 11:36 a.m.) (DISTRICT 1)

15. PUBLIC HEARING – PUD 2007-04 ANDERSON GREENBRIAR PLANNED UNIT DEVELOPMENT AND APPLICABLE SECTIONS OF THE LAND DEVELOPMENT CODE ETC.

Proof of publication of the notice of public hearing on PUD 2007-04, Anderson Greenbriar was received, having been published in *The St. Augustine Record* on March 17, 2008.

*This item was postponed indefinitely.*

(04/01/08 - 17 - 11:36 a.m.)
COMMISSIONERS' REPORTS

Commissioner Sanchez:
No report.

(11:36 a.m.)
Commissioner Stevenson:

She noted she was looking forward to the hearing on the Water Conservation Ordinance and was hopeful that they would consider a five year inspection on septic tanks, especially in coastal areas**. Stevenson said that on Item 12 for the Bobinski PRD that they did not include the commitment for the low impact development. She said she would like the applicant to concur with that. Sanchez said he would accept that as a second to the motion.** (11:37 a.m.) **The addition carried 4/0 with Rich absent.**

(11:38 a.m.)
Commissioner Bryant:
He said inspection for the septic systems came under the Health Department and they would need to confer with them on that item. He said on the low density type projects they were approving such as the PRDs, Florida was a right to live state, and if they zoned out the Future Land Use Map with low density, the build out would occur for that geographic zone area, sooner than later. He said down the road, if future boards did nothing to alter the Future Land Use Map, they could conceivable get into a situation where they zoned out the FLUM, and the State would probably intervene and make the County open up new development areas. He said they needed to look at the long term affects when they reduced densities. Manuel concurred.

(04/01/08 – 18 - 11:40 a.m.)
COUNTY ATTORNEY'S REPORT

McCormack clarified that Item 15 was continued until a time uncertain.

(04/01/08 – 18 - 11:40 a.m.)
COUNTY ADMINISTRATOR'S REPORT

He asked for budget direction regarding non-profit, private agencies, which provided service to the County. He said the current number of 18 was a good number to start with. He said he would like to send letters to those 18 agencies telling them it was their intent to start the budget process at $1.3 million and hopefully allocate them in a similar manner as last year. He said the process was cumbersome last year and asked to work with staff for a model to better meet those needs for allocation.

(11:42 a.m.) Discussion ensued and there was agreement to pursue the County Administrator's recommendation.

(11:49 a.m.) **Motion by Bryant, seconded by Sanchez, carried 4/0 with Rich absent, to adjourn the meeting.**

With there being no further business to come before the Board, the meeting adjourned at 11:49 a.m.

REPORTS:

1. St. Johns County Board of County Commissioners Check Register, Check No. 416876 through 417224, totaling $2,376,179.99 (03/11/08)
2. St. Johns County Board of County Commissioners Check Register, Check No. 417225 through 417249, totaling $43,663.65 (03/13/08)
3. St. Johns County Board of County Commissioners Check Register, Check No. 417250, totaling $892 (03/17/08)
4. St. Johns County Board of County Commissioners Check Register, Check No. 417251 through 417593, totaling $3,633,453.29 (03/18/08)

CORRESPONDENCE:

1. Letter dated March 20, 2008, to Liz Cloud, Program Administrator, Department of State, filing St. Johns County Ordinances Number 2008-12 through 2008-14.

Approved April 29, 2008

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: _____
Thomas G. Manuel, Chairman

ATTEST: CHERYL STRICKLAND, CLERK

By: _____
Deputy Clerk