

**MINUTES OF MEETING  
BOARD OF COUNTY COMMISSIONERS  
ST. JOHNS COUNTY, FLORIDA  
OCTOBER 20, 2009  
(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, 500 San Sebastian View, St. Augustine, Florida.

Present were:           Cyndi Stevenson, District 1, Chair  
                              Ron Sanchez, District 2, Vice Chair  
                              Mark P. Miner, District 3  
                              Phillip Mays, District 4  
                              Ken Bryan, District 5  
                              Michael D. Wanchick, County Administrator  
                              Patrick McCormack, County Attorney  
                              Terry Bulla, Deputy Clerk

(10/20/09 - 1 - 9:03 a.m.)  
CALL TO ORDER

Commissioner Stevenson called the meeting to order.

(10/20/09 - 1 - 9:03 a.m.)  
ROLL CALL

All five commissioners were present.

(10/20/09 - 1 - 9:03 a.m.)  
Miner gave the invocation and Sanchez led the Pledge of Allegiance.

(10/20/09 - 1 - 9:04 a.m.)  
PROCLAMATION DECLARING OCTOBER 18-24, 2009, AS FRIENDS OF THE LIBRARY WEEK

Sanchez read the proclamation and presented it to Debra Rhodes Gibson, Director St. Johns County Library Systems; Betty Frederick, Extension Services Manager St. Johns County Library Systems; and Casey McKendrick, President Friends of the Bookmobile. Rhodes Gibson commented on the new Bookmobile and how that department had grown in the last year. McKendrick explained the functions of the Bookmobile and the residents that it was able to reach. She thanked the Board for their support of the Library system.

(10/20/09 - 1 - 9:10 a.m.)  
PROCLAMATION DECLARING OCTOBER NATIONAL ARTS AND HUMANITIES MONTH

Bryan read the proclamation and presented it to Sandra Parks, Vice President, St. Johns Cultural Council; Stetson Kennedy, the Stetson Kennedy Foundation; Eva Doolittle, the St. Johns Cultural Coalition; Troy Blevins, Director St. Johns County Recreation and Parks, Jenai Master, Amphitheatre Business Manager; Debra Rhodes Gibson, Director St. Johns County Library Systems; and Casey McKendrick, President Friends of the Bookmobile. He also recognized Terry and Cher Brown who were the artists displaying art in the lobby called "Two Perspectives - One Vision St. Johns and Beyond". Sandra

Parks made comments on the St. Johns Cultural Council and how funds were utilized from the Arts License Plates. She expressed thanks to the Board for their assistance with determining how the TDC funds would be utilized. Stetson Kenny stated that he was impressed with the manner in which the public and private sectors in St. Johns County had worked together to support the arts and humanities in daily life. Eva Doolittle, President of EMMA Concert Association and spokesperson for the Cultural Coalition, asked members of the Coalition to come forward for recognition. She thanked the Commissioners on behalf of the Cultural Council for the Proclamation made that day. She said it confirmed that the Commission recognized how important art and culture were for the well being and prosperity of St. Johns County. Bryan commented on the Cultural Council and the Cultural Coalition and explained their roles.

(10/20/09 - 2 - 9:22 a.m.)

ACCEPTANCE OF PROCLAMATIONS

**Motion by Miner, seconded by Bryan, carried 5/0, to approve the Proclamations.**

(10/20/09 - 2 - 9:22 a.m.)

DELETIONS TO CONSENT AGENDA

There were none

(10/20/09 - 2 - 9:22 a.m.)

APPROVAL OF CONSENT AGENDA

**Motion by Bryan, seconded by Miner, carried 5/0, to approve the Consent Agenda.**

1. Approval of the Cash Requirement Report
2. Minutes: None
3. Sheriff Office Bonds:

Approve:

Douglas Brace  
Jennifer Davis  
John Rewis  
Justin Sisk

Christopher Saint  
Samuel Sheffield  
Jesse Spurlock

Cancel:

Edward Rau  
Ashley Clark  
Joyce Kerney

4. Motion to award RFP #09-104, Turn Key Parts Operation for Fleet Maintenance and authorize the County Administrator, or his designee, to negotiate with, and if negotiations are successful, enter into a five (5) year contract with five (5) one (1) year renewal options with the top ranked firm: NAPA Auto Parts. If an agreement cannot be reached with the No. 1 ranked firm, authorization is requested to terminate negotiations and begin negotiations with the next ranked firm, and so continues until an agreement is reached
5. Motion to adopt **Resolution No. 2009-286**, approving the County Administrator, or designated representative, in order to execute Federal Transit Administration Grant FL-04-0085, in the amount of \$1,540,216, for Public Transportation Assistance

RESOLUTION NO. 2009-286

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR OR HIS DESIGNEE TO EXECUTE FEDERAL TRANSIT ADMINISTRATION GRANT FL-04-0085, WHICH PROVIDES \$1,540,216 IN FUNDING FOR PUBLIC TRANSPORTATION ASSISTANCE FOR THE CONSTRUCTION OF A NEW TRANSIT FACILITY FOR ST. JOHNS COUNTY

6. Motion to award Bid #09-105 COA - St. Johns County Transit Center to All Phase Construction & Development LLC, in the amount of \$1,685,386.63. The Transit Center will be located on Old Moultrie Road
7. Motion to award Bid #09-14, CR214, Wellfield Production Well TR-42 ,Rehabilitation & TR-41 Abandonment and authorize the County Administrator, or his designee, to award a contract to the low bidder, Partridge Well Drilling Co., Inc. for a Lump Sum amount of \$272,000.00
8. Motion to adopt **Resolution No. 2009-287**, approving terms and conditions of a Professional Services Lobbyist Renewal Agreement between St. John County, Florida and The Fiorentino Group, and authorizing the County Administrator, or designee, to execute the Renewal Agreement, on behalf of the County

RESOLUTION NO. 2009-287

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING TERMS AND CONDITIONS OF A PROFESSIONAL SERVICES LOBBYIST RENEWAL AGREEMENT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND THE FIORENTINO GROUP; AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE RENEWAL AGREEMENT, ON BEHALF OF THE COUNTY

9. Motion to adopt **Resolution No. 2009-288**, approving the terms, provisions, conditions, and requirements of a Contract renewal for the provision of financial assistance to the St. Johns County Council on Aging, Inc. (Players Community Service Center) and authorizing the Chairman, or designee, to execute the contract renewal on behalf of the County

RESOLUTION NO. 2009-288

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF A CONTRACT RENEWAL FOR THE PROVISION OF FINANCIAL ASSISTANCE TO THE ST. JOHNS COUNTY COUNCIL ON AGING, INC., AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE CONTRACT RENEWAL ON BEHALF OF THE COUNTY

10. Motion to adopt **Resolution No. 2009-289**, approving the terms, provisions, conditions, and requirements of a Contract renewal for the provision of financial assistance to the St. Johns County Council on Aging, Inc. (Trout Creek Community Center) and authorizing the Chairman, or designee, to execute the contract renewal on behalf of the County

**RESOLUTION NO. 2009-289**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF A CONTRACT RENEWAL FOR THE PROVISION OF FINANCIAL ASSISTANCE TO THE ST. JOHNS COUNTY COUNCIL ON AGING, INC., AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE CONTRACT RENEWAL ON BEHALF OF THE COUNTY**

11. Motion to adopt **Resolution No. 2009-290**, implementing new and/or revised fees for services provided by the St. Johns County Pier. The County Pier proposes to revise its FY 2010 Fee Schedule recently adopted by the Board. The revision entails an increase of Sightseeing Tickets from \$0.50 per person to \$1.00 per person

**RESOLUTION NO. 2009-290**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE AMENDED SCHEDULE OF FEES FOR CERTAIN COUNTY DEPARTMENTS, AND PROVIDING AN EFFECTIVE DATE**

12. Motion to adopt **Resolution No. 2009-291**, accepting two Easements for Utilities and two Bills of Sale for water and sewer service to Whisper Ridge Subdivision Unit 1 and 2, located off of State Road 16

**RESOLUTION NO. 2009-291**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING TWO EASEMENTS FOR UTILITIES FOR WATER AND SEWER SERVICE TO WHISPER RIDGE SUBDIVISION UNIT 1 AND 2, LOCATED OFF OF STATE ROAD 16 AND ACCEPTING TWO BILLS OF SALE CONVEYING ALL PERSONAL PROPERTY ASSOCIATED WITH THE WATER AND SEWER SYSTEM**

13. Motion to adopt **Resolution No. 2009-292**, accepting a Bill of Sale and schedule of values conveying all personal property associated with the water and sewer system within Murabella Subdivision Unit 2 and a portion of Unit 1

**RESOLUTION NO. 2009-292**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A BILL OF SALE AND SCHEDULE OF VALUES CONVEYING ALL PERSONAL PROPERTY ASSOCIATED WITH THE WATER AND SEWER SYSTEM WITHIN MURABELLA SUBDIVISION UNIT 2 AND A PORTION OF UNIT 1**

14. Motion to adopt **Resolution No. 2009-293**, accepting a Bill of Sale and schedule of Values conveying all personal property associated with the water and sewer system within Murabella Subdivision Unit 3 (Phase 4A & 4B)

**RESOLUTION NO. 2009-293**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A BILL OF SALE AND SCHEDULE OF VALUES CONVEYING ALL PERSONAL PROPERTY ASSOCIATED WITH THE WATER AND SEWER SYSTEM WITHIN MURABELLA SUBDIVISION UNIT 3 (PHASE 4A & 4B)**

15. Motion to adopt **Resolution No. 2009-294**, authorizing the Chair of the Board to execute a Termination of Temporary Construction Easement for improvements to Greenbriar Road that are now complete

**RESOLUTION NO. 2009-294**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE CHAIR OF THE BOARD TO EXECUTE A TERMINATION OF TEMPORARY CONSTRUCTION EASEMENT FOR IMPROVEMENTS TO GREENBRIAR ROAD THAT ARE NOW COMPLETE**

16. Motion to adopt **Resolution No. 2009-295**, declaring the public purpose and necessity for exercising the right and power of eminent domain to acquire certain real property (Four Mile Road & Volusia Street) for improvements to a County roadway and authorizing the County Attorney to institute condemnation proceedings

**RESOLUTION NO. 2009-295**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, DECLARING THE PUBLIC PURPOSE AND NECESSITY FOR EXERCISING THE RIGHT AND POWER OF EMINENT DOMAIN TO ACQUIRE CERTAIN REAL PROPERTY AS DESCRIBED BELOW FOR IMPROVEMENTS TO A COUNTY ROADWAY AND AUTHORIZING THE COUNTY ATTORNEY TO INSTITUTE CONDEMNATION PROCEEDINGS**

17. Motion to adopt **Resolution No. 2009-296**, approving the terms and authorizing the County Administrator to execute a Purchase and Sale Agreement to Edgar and Aspasia Williams in the amount of \$300,000 for property needed for the drainage improvements in the West St. Augustine/Duval and St. Johns Street Project

**RESOLUTION NO. 2009-296**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A PURCHASE AND SALE AGREEMENT FOR PROPERTY NEEDED FOR THE DRAINAGE IMPROVEMENTS IN THE WEST ST. AUGUSTINE AREA**

18. Motion to adopt **Resolution No. 2009-297**, accepting an Easement for Utilities for water service to McDonalds Restaurant at St. Augustine Commons and accepting a Bill of Sale conveying the personal property associated with the water system

**RESOLUTION NO. 2009-297**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER SERVICE TO MCDONALDS RESTAURANT AT ST. AUGUSTINE COMMONS, LOCATED OFF STATE ROAD 207, AND ACCEPTING A BILL OF SALE CONVEYING ALL PERSONAL PROPERTY ASSOCIATED WITH THE WATER SYSTEM**

19. Motion to adopt **Resolution No. 2009-298**, approving the terms of a Hold Harmless Agreement (regarding a 1995 Regional Stormwater Drainage System located at CR A1A/Old Beach Blvd & 16th Street) between St. Johns County and a Timothy Poffenbarger and Joanna Poffenbarger Flittler and authorizing the County Administrator, or designee, to execute the Agreement on behalf of the County

**RESOLUTION NO. 2009-298**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS OF A HOLD HARMLESS AGREEMENT BETWEEN ST. JOHNS COUNTY AND A PROPERTY OWNER AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY**

20. Motion to adopt **Resolution No. 2009-299**, approving the terms and authorizing the County Administrator to execute a Purchase and Sale Agreement to Pamela Johnson in the amount of \$49,000 for property required for Phase II of the I-95/CR210 Roadway Improvement Project

**RESOLUTION NO. 2009-299**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A PURCHASE AND SALE AGREEMENT FOR PROPERTY REQUIRED FOR PHASE II OF I-95/CR210 ROADWAY IMPROVEMENT PROJECT**

21. Motion to adopt **Resolution No. 2009-300**, accepting a Temporary Access Easement for a communications tower site located off Old Dixie Highway

**RESOLUTION NO. 2009-300**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A TEMPORARY ACCESS EASEMENT TO A COMMUNICATIONS TOWER SITE LOCATED OFF OLD DIXIE HIGHWAY**

22. Motion to adopt **Resolution No. 2009-301**, accepting an Easement for Utilities and Bill of Sale for water and sewer service to Turtle Crossing Subdivision

**RESOLUTION NO. 2009-301**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER AND SEWER SERVICE TO SERVE TURTLE CROSSING SUBDIVISION AND ACCEPTING A BILL OF SALE CONVEYING ALL PERSONAL PROPERTY ASSOCIATED WITH THE WATER AND SEWER SYSTEM**

23. Motion to adopt **Resolution No. 2009-302**, approving the terms of a Memorandum of Understanding allowing use of a portion of a County Building located at 201 Lattin Street in Hastings by the Safety Shelter of St. Johns County (Betty Griffin House) and authorizing the County Administrator, or designee, to execute the Memorandum of Understanding on behalf of the County

**RESOLUTION NO 2009-302**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS OF A MEMORANDUM OF UNDERSTANDING ALLOWING USE OF A PORTION OF A COUNTY BUILDING LOCATED AT 201 LATTIN STREET IN HASTINGS BY THE SAFETY SHELTER OF ST. JOHNS COUNTY AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE MEMORANDUM OF UNDERSTANDING ON BEHALF OF THE COUNTY**

24. Motion to adopt **Resolution No. 2009-303**, approving the terms and authorizing the County Administrator to execute a certain Purchase and Sale Agreement to Healthcare Properties of Saint Augustine, Inc., in the amount of \$1,500 for property required for Segment III of the Volusia Street/Four Mile Road Project

**RESOLUTION NO. 2009-303**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CERTAIN PURCHASE AND SALE AGREEMENT FOR PROPERTY NEEDED FOR SEGMENT III OF THE VOLUSIA STREET/FOUR MILE ROAD PROJECT**

25. Motion to Adopt **Resolution No. 2009-304**, accepting a Deed of Dedication Right-of-Way for a corner clip of additional right-of-way on Kenton Morrison Road at its intersection with State Road 16

**RESOLUTION NO. 2009-304**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A DEED OF DEDICATION RIGHT-OF-WAY, FOR A CORNER CLIP OF ADDITIONAL RIGHT-OF-WAY ON KENTON MORRISON ROAD AT ITS INTERSECTION WITH STATE ROAD 16**

26. Motion to adopt **Resolution No. 2009-305**, recognizing unanticipated revenue in the amount of \$757,293.92 from the State of Florida, Department of Children and Families and adjusting the expenditure line item by the same amount

**RESOLUTION NO. 2009-305**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AMENDING THE FISCAL YEAR 2010 COMMUNITY BASED CARE FUND, IN ORDER TO RECEIVE UNANTICIPATED REVENUE AND AUTHORIZE ITS EXPENDITURE BY ST. JOHNS COUNTY COMMUNITY BASED CARE**

27. Motion to adopt a **Resolution No. 2009-306**, authorizing a SHIP loan in the amount of \$100,000 for transitional housing for the homeless to the Emergency Services Homeless Coalition

**RESOLUTION NO. 2009-306**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A MATCHING GRANT OF \$100,000 FOR THE EMERGENCY SERVICES AND HOMELESS COALITION FOR THE PURPOSE OF PROVIDING TRANSITIONAL HOUSING FOR HOMELESS FAMILIES**



28. Motion to adopt **Resolution No. 2009-307**, approving the terms, provisions, conditions and requirements of the Tourist Development Agreement between St. Johns County and Ponte Vedra Beach Chamber of Commerce and authorizing the County Administrator, or designee, to enter into the Agreement on behalf of St. Johns County

**RESOLUTION NO. 2009-307**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS AND REQUIREMENTS OF AN AGREEMENT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND THE PONTE VEDRA CHAMBER OF COMMERCE TO PROVIDE A VISITOR INFORMATION CENTER AND SERVICES FOR 2010, AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AGREEMENT ON BEHALF OF ST. JOHNS COUNTY**

29. Motion to adopt **Resolution No. 2009-308**, approving and authorizing the Execution of a Supplemental Agreement #1 to the Local Agency Program Agreement between the State of Florida and St. Johns County for the Installation of a Traffic Signal Control System on CR-210 West in the amount of \$198,206.00

**RESOLUTION NO. 2009-308**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING AND AUTHORIZING THE EXECUTION OF SUPPLEMENTAL AGREEMENT #1 TO THE LOCAL AGENCY PROGRAM AGREEMENT BETWEEN THE STATE OF FLORIDA AND ST. JOHNS COUNTY FOR INSTALLATION OF A TRAFFIC SIGNAL CONTROL SYSTEM ON COUNTY ROAD 210 WEST; AND PROVIDING AN EFFECTIVE DATE**

30. Motion to authorize the County Administrator to sign a contract with Dr. Steven Dingfelder & Associates, Inc., for the Employee Assistance Program
31. Proofs:
- a. Proof, Notice of Meeting, Conflict Assessment Meeting St. Johns County Mosquito Control District, Thursday, October 15, 2009, in *The St. Augustine Record*
  - b. Proof, Request for Proposals, RFP #09-121-Tower Space Rental, Thursday, October 8, 2009, at 4:00 p.m. in *The St. Augustine Record*
  - c. Proof, Notice to Respondents, Proposal No. 09-121, Thursday, October 8, 2009, at 4:00 p.m. in the *Ponte Vedra Recorder*
  - d. Proof, Notice of Conflict Assessment Meeting Thursday, October 15, 2009, at 1:30 p.m. in *Ponte Vedra Recorder*
  - e. Proof, Notice of Special Meeting, September 29, 2009, Thursday, September 29, 2009 in *Ponte Vedra Recorder*
  - f. Proof, Notice of a Public Hearing, Tuesday, October 6, 2009, in *Ponte Vedra Recorder*
  - g. Proof, Notice of Public Hearing September 18 & October 6, 2009, Tuesday, October 6, 2009, at 9:00 a.m. in *Ponte Vedra Recorder*

- h. Proof, Notice of Public Hearing September 18 & October 6, 2009, Tuesday October 6, 2009 at 9:00 a.m. in *Ponte Vedra Recorder*
- i. Notice of Certificate of Liability for Applied Technology & Management Inc.
- j. Notice of Certificate of Liability for Onas Corporation

(10/20/09 - 10 - 9:23 a.m.)

PUBLIC COMMENT

Bill Hamilton, 1690 A1A South, introduced Dr. Gary Nabhan, University of Arizona, Dr. Kraig Kraft, University of California, Davis, California, and Kurt Friese, 22 Riverview Drive, Iowa City, Iowa. He said the purpose of their visit was, initially, to research the Datil Pepper, which had played an important role in the history and development of St. Johns County through the Minorcan community, which had made many dishes famous. He said those gentlemen were there to discuss the broader implications of heritage food traditions and food crops. He said they wanted to present the opportunities to St. Johns County to pursue new avenues of economic and cultural development built around the agricultural community and the food traditions for which St. Augustine was famous. Dr. Nabhan, founder of Renewing America's Food Traditions Alliance, and said they had placed the Datil Pepper on a list of 300 foods of National and Global significance that spoke to the traditions of North America. He said the effort linked the efforts of health sustainability, community development, and heritage foods that provided economic and cultural benefits to different communities. He stated that they were all involved in efforts to link the issue of food diversity with the issue of food security in a comprehensive way. He noted that they were promoting locally grown food use, which allowed the money to stay within the community. He urged them to promote local foods and to link them to tourism. Dr. Kraft said he had been invited by Commissioner Bryan to tell about the number one mid-sized famers' market in America, located in Davis, California. He said they had over 50 certified vendors in a year round market, and it was the pre-eminent market in the Central Valley of California, and was a tourist attraction. He noted it was a value added way that farmers could stay in business and capture more of the consumer dollar. He stated that local farmers were being challenged from all sides and this was one way to help. Friese said he had been invited to give some examples of what they had accomplished in Iowa City. He said he ran a 45 seat restaurant and they bought all of their meat, dairy, and about 60% of everything else from a radius of about 100 miles. He said his restaurant turned back into the community between a third and half a million dollars each year. He said that buying locally would keep a tremendous amount of money within the county economy every year. He cited that a county in Iowa had dictated that 10% of money spent on food, for offices, prisons etc., must be spent toward buying food from within that county. He said it had kept \$2.5 million within the county every year. He said the idea of focusing the food dollar within the local community, built the local community and the economy and brought people together in a way nothing else could.

(9:33 a.m.) Ellen Whitmer, 1178 Natures Hammock Rd. South, Fruitcove, asked the Board to put two concepts on a future agenda. The first was the concept of Regionalism to see what the counties direction was on that. The second was on Tax Increment Financing (TIF). She said she did not agree with it, and it caused urban sprawl.

(9:37 a.m.) Robert Murphy McDaniel, 3535 CR 214, St. Augustine, said he was a native St. Augustinian and ran St. Augustine Transfer Company and Avalon Carriage Service, Inc. He asked about the vendors for the St. Augustine Amphitheatre and the St. Johns Recreation Department. He cited from the County Purchasing Manual regarding how vendors should be selected. He said Troy Blevins told him that he was exempt from the County purchasing rules, specifically as they related to the use of horses for the sleigh

rides on the Winter Wonderland. He said Blevins threatened him with being blacklisted from any County jobs. He asked the Commissioners why they would allow that to happen.

(9:43 a.m.) Chaplain Helen Toby, 700 West Pope Rd., Apt. G52, thanked Miner for his assistance with the FPL billing problem. She asked them to investigate Comcast because she had been without medical equipment connected to her phone because Comcast connected it to the wrong house. She asked them for help and to pull their franchise.

*This speaker spoke out of turn due to his speaker card being misplaced.*

(9:55 a.m.) Gary Jurenovich, 536 Morningside Dr., Ponte Vedra, gave an update on the Ponte Vedra Municipal Service District (MSD).

(10:04 a.m.) Sanchez thanked him for keeping in touch. He said he had misplaced the speaker card and apologized.

(10:05 a.m.) Bryan asked about the specific need for County help. Jurenovich spoke about lines going underground. He said they wanted \$40,000 to put lines on seven polls underground. He said they really wanted the poles removed, and was looking for guidance for negotiating with the utilities.

(10/20/09 - 11- 9:48 a.m.)

ADDITIONS/DELETIONS TO REGULAR AGENDA

Wanchick asked that Item No. 5 be heard after Item No. 2 on the agenda.

(10/20/09 - 11 - 9:48 a.m.)

APPROVAL OF REGULAR AGENDA

**Motion by Sanchez, seconded by Miner, carried 5/0, to approve the Regular Agenda as amended.**

(10/20/09 - 11 - 9:49 a.m.)

1. PRESENTATION OF EXCESS FEES COLLECTED FOR THE 2008-2009 TAX YEAR

Dennis Hollingsworth, St. Johns County Tax Collector, gave the presentation regarding a report of the excess fees collected for the 2008-2009 fiscal year which totaled \$5,777,002.41. He thanked his staff, which had been reduced by five, and all of which had been cross trained. He shared that the 2008 tax roll had been collected at 99.3% and the 2009 tax roll would be in the mail by November 1.

(9:52 a.m.) Bryan commented on elderly people who had been unable to pay their taxes. He said Hollingsworth had worked with those people individually and thanked him for providing that special attention. Hollingsworth encouraged them to send anyone who was having trouble paying taxes in the difficult financial times to him, and he would try to work with them.

(10:08 a.m.) **Motion by Sanchez, seconded by Miner, carried 5/0, to approve the excess fees collected for the 2008-2009 tax year.**

The board recessed at 10:09 a.m. and reconvened at 10:23 a.m.

(10/20/09 - 12 - 10:23 a.m.)

2. PUBLIC HEARING - VACROA04-01, VACATING A PORTION OF 3RD STREET - VILANO BEACH. THE APPLICANTS, PETER RUMPEL AND ROXANNE HORVATH, REQUESTED THE VACATION OF 150 LINEAR FEET OF UNOPENED ROADWAY, BEING A 50 FOOT RIGHT-OF-WAY THIRD STREET, IN THE SURFSIDE SUBDIVISION. THE ROAD SEGMENT TO BE VACATED BEGAN AT THE UNPAVED PORTION OF THIRD STREET NORTH OF ITS INTERSECTION WITH LAWN AVENUE, AS DESCRIBED BY SCHEDULE A OF THE APPLICATION. THE COUNTY'S ROAD & BRIDGE DEPARTMENT HAS REQUESTED THAT AN EASEMENT BE GRANTED FOR A PROPOSED RELOCATION OF A STORM DRAINAGE PIPE. THIS RELOCATION WILL BE PERFORMED AT THE APPLICANT'S EXPENSE, AND INFORMATION HAS ALREADY BEEN SUBMITTED TO ROAD & BRIDGE FOR REVIEW AND APPROVAL. THE APPLICANT HAS MET THE OTHER REQUIREMENTS AS PRESCRIBED BY F.S. 336.09 AND THE DEVELOPMENT REVIEW MANUAL, TO INCLUDE LEGAL DESCRIPTION, ADJACENT PROPERTY OWNER INFORMATION, AND TITLE OPINION. THEY HAVE ALSO PROVIDED A STATEMENT FROM A LICENSED PROFESSIONAL ENGINEER THAT TRAFFIC PATTERNS WILL NOT BE NEGATIVELY IMPACTED AND NO PARTY WILL BE UNREASONABLY AFFECTED BY THE REQUESTED VACATION. STAFF HAS NO OBJECTIONS TO THE REQUEST

Proof of publication of the notice of public hearing for the vacation of a portion of Third Street was received, having been published in *The St. Augustine Record* on September 28, 2009.

John Burnham, Development Review Chief Engineer, stated this was the second hearing for VACROA 04-01, and gave the specifics of the request. He said that staff recommended approval and there were no open objections to the request. He noted that all requirements had been met by the applicants.

Whitehouse stated that there was an amended resolution on the back of the packet that had not been originally provided.

#### RESOLUTION NO. 2009-309

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, VACATING A PORTION, (CONSISTING OF 150 LINEAR FEET) OF A 50 FOOT RIGHT-OF-WAY KNOWN AS THIRD STREET**

(10:26 a.m.) **Motion by Mays, seconded by Miner, carried 5/0, to adopt Resolution No. 2009-309 as amended, vacating a portion of Third Street as described.**

(10/20/09 - 12 - 11:46 a.m.)

3. PUBLIC HEARING - IMPACT FEE DEFERRAL PAYMENT PLAN. THIS IS THE FINAL OF TWO REQUIRED PUBLIC HEARINGS TO CONSIDER MODIFICATIONS TO THE CONSOLIDATED IMPACT FEE ORDINANCE OF THE ST. JOHNS COUNTY LAND DEVELOPMENT CODE. THE AMENDMENT ESTABLISHES AN IMPACT FEE INSTALLMENT PAYMENT PLAN OPTION FOR NON-RESIDENTIAL PROJECTS IN RESPONSE TO CHANGED ECONOMIC CONDITIONS. CURRENTLY, IMPACT FEES MUST BE PAID IN FULL PRIOR TO ELECTRICAL ENERGIZING OF A BUILDING. THE PROPOSED INSTALLMENT OPTION WOULD BE AVAILABLE TO ANY

PROJECT WHICH REQUIRES AN IMPACT FEE PAYMENT ABOVE \$50,000, SUBJECT TO APPROVAL BY THE BOARD OF COUNTY COMMISSIONERS OF AN IMPACT FEE INSTALLMENT AGREEMENT. THE AGREEMENT WILL PROVIDE FOR FIVE EQUAL PAYMENTS OVER A 5 YEAR PERIOD. THE AGREEMENT WILL ALSO ESTABLISH A FIXED INTEREST RATE; WILL PROVIDE FOR RECORDING OF A LIEN AGAINST THE REAL PROPERTY ON WHICH THE IMPROVEMENT IS CONSTRUCTED; AND, SHALL REQUIRE THE APPLICANT TO POST A LETTER OF CREDIT TO ENSURE FULL PAYMENT OF THE FEES

Proof of publication of the notice of public hearing for amending the Land Development Code was received, having been published in *The St. Augustine Record* on September 25, 2009 and October 10, 2009.

Suzanne Konchan, gave the presentation on the deferred payment plan, and reviewed the proposal modifications (Exhibit A). She gave the PZA Recommendation which recommended denial by 5/1. She reviewed the discussion on the letter of credit. She said if the lien was not satisfied, the County would be obligated to pay the lost revenue because of the high risk and they recommended that both tools be included.

(11:49 a.m.) McCormack said there were some technical language changes and cited them.

(11:51 a.m.) Ellen Whitmer, 1178 Natures Hammock Rd. South, Fruit Cove, asked if the residential portion had been taken out or whether it would include residential. The Board said it would not include large developments.

(11:53 a.m.) **Motion by Miner, seconded by Sanchez, carried 5/0, to enact Ordinance 2009-45, amending the Land Development Code as amended.**

#### ORDINANCE NO. 2009-45

AN ORDINANCE OF ST. JOHNS COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, AMENDING AND SUPPLEMENTING THE ST. JOHNS COUNTY LAND DEVELOPMENT CODE AS ADOPTED BY ORDINANCE 99-51, AS PREVIOUSLY AMENDED; SPECIFICALLY, THIS ORDINANCE AMENDS "SECTION EIGHT: PAYMENT OF FEE" OF THE CONSOLIDATED IMPACT FEE ORDINANCES OF THE ST. JOHNS COUNTY LAND DEVELOPMENT CODE, AS CONSOLIDATED BY ORDINANCE 2005-27, TO PROVIDE FOR THE IMPLEMENTATION OF A DEFERRED PAYMENT PLAN; PROVIDES FOR SEVERABILITY; AND PROVIDES FOR AN EFFECTIVE DATE

(10/20/09 - 13 - 11:32 a.m.)

4. PUBLIC HEARING - CONTINUED FROM OCTOBER 6, 2009, SECOND HEARING OF THE LAND DEVELOPMENT CODE MODIFICATIONS. THIS ITEM WAS CONTINUED FROM THE BOARD OF COUNTY COMMISSION MEETING OF OCTOBER 6, 2009, FOR THE PURPOSE OF REMOVING THE EXEMPTION FOR EXISTING DRI'S FROM THE PROPOSED 35' HEIGHT LIMITATION IN SEC. 5.03.03, CLARIFICATION OF WHEN A NEIGHBORHOOD WORKSHOP WOULD BE REQUIRED FOR PLACEMENT OF AN ANTENNA TOWER IN SEC. 6.08.12.W.1, AND REMOVAL OF THE

PARAGRAPH PREVENTING/INHIBITING NESTING/ROOSTING OF BIRDS  
ON ANTENNA TOWERS IN SEC. 6.08.12.W.5

Proof of publication of the notice of public hearing for amending the Land Development Code was received, having been published in *The St. Augustine Record* on August 6 and September 24, 2009.

Suzanne Konchan, Growth Management Director, said they only had one unresolved issue on Tract 2. She said the modifications were to sections 6.08.12.W.1 and 2.03.26 with reference to antenna towers and cited the changes, and gave an overhead presentation (Exhibit A).

(11:37 a.m.) Stevenson noted there had been thorough discussion of the item previously.

(11:37 a.m.) Laura Belflower, Verizon Wireless, P. O. Box 47451, Tampa, FL, commented on the changes to 2.03.26, with a tower within 250 feet of a lot line. She stated that would only capture a commercial or industrial area, and there would be an unexpected consequence. She said the bigger concern was how the provision would play out to towers within Planned Development Districts. She cautioned that it would involve vested rights, which could be addressed on a case by case basis. She questioned the change to section 6.08.12 and the value of holding a community meeting in a rural area. She said a community meeting was overkill and that probably no one would show up. She said if they decided to do that that, they should change the language to 250 feet from the nearest residence, rather than to the lot line.

(11:42 a.m.) Mays said they wanted to keep it as written, as they were under many Federal regulations. He said they should move forward and approve the changes as written. There was Board agreement.

(11:44 a.m.) McCormack said he felt Belflower was correct about the PUD special use. He said they could have some vesting arguments, if they already had their site plan.

(11:45 a.m.) **Motion by Miner, seconded by Sanchez, carried 5/0, to enact Ordinance 2009-44, amending the Land Development Code.**

**ORDINANCE NO. 2009-44**

**AN ORDINANCE OF ST. JOHNS COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, AMENDING AND SUPPLEMENTING, ADDING AND REPEALING SECTIONS OF ARTICLE II - ZONING DISTRICTS AND SPECIAL USES; ARTICLE V - DEVELOPMENT OPTIONS; ARTICLE VI - DESIGN STANDARDS AND IMPROVEMENT REQUIREMENTS; ARTICLE VII - SIGNS; ARTICLE X - INTERPRETATIONS, EQUITABLE RELIEF, AND ENFORCEMENT AND ARTICLE XII - DEFINITIONS; OF THE ST. JOHNS COUNTY LAND DEVELOPMENT CODE AS PREVIOUSLY AMENDED; THIS ORDINANCE MAKES CHANGES INCLUDING AND RELATING TO: AMENDING AND CONSOLIDATING ARTICLE II ZONING DISTRICTS AND SPECIAL USES SPECIFICALLY PART 2.01.00 STANDARD ZONING DISTRICTS; PART 2.02.00 USES ALLOWED WITHIN ZONING DISTRICTS AND PART 2.03.00 SPECIAL USES; AMENDING AND CONSOLIDATING ARTICLE V**

**DEVELOPMENT OPTIONS SPECIFICALLY PART 5.03.00 PLANNED UNIT DEVELOPMENT (PUD) DISTRICTS, AND PART 5.04.00 PLANNED RURAL DEVELOPMENT (PRD) DISTRICTS; AMENDING AND CONSOLIDATING ARTICLE VI DESIGN STANDARDS AND IMPROVEMENT REQUIREMENTS SPECIFICALLY PART 6.01.00 DISTRICT PERFORMANCE AND DIMENSIONAL STANDARDS; AND PART 6.08.00 SUPPLEMENTAL DESIGN STANDARDS FOR SPECIFIED USES; AMENDING ARTICLE VII SIGNS SPECIFICALLY PART 7.09.00 NON-CONFORMING SIGNS; AMENDING AND CONSOLIDATING ARTICLE X INTERPRETATIONS, EQUITABLE RELIEF, AND ENFORCEMENT SPECIFICALLY PART 10.04.00 VARIANCES; AMENDING AND CONSOLIDATING ARTICLE XII DEFINITIONS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE**

(10:26 a.m.) McCormack made comments on the dispute resolution with the Anastasia Mosquito Control District, and said they decided to put the matter back on the agenda. He said the County Administrator recommended it be placed on the November 17 agenda. He asked the Board to acknowledge that date. **There was Board consensus.**

*This item was heard out of order.*

(10/20/09 - 15 - 10:28 a.m.)

5. REPORT BY PUBLIC FINANCIAL MANAGEMENT, INC., ON THE OPERATIONAL ANALYSIS OF MOSQUITO CONTROL IN ST. JOHNS COUNTY

Wanchick stated a memo had been received from the Anastasia Mosquito Control District (AMCD) dated October 16, 2009. He said they were requesting that the Board not hear the current item at that time, and to defer any action regarding the subject until a later date, so they would have an opportunity to respond to the study that was given to them on October 16. He recommended that since the consultant had traveled so far, they go ahead and hear the item, determine if they need any more information, but not take any formal action on the study at that time.

(10:28 a.m.) Jay Glover, Public Financial Management (PFM), introduced the operational analysis of the AMCD in St. Johns County. He introduced Jillian Barrek and Dave Hoskins who would be the presenters.

Jillian Barrek, Senior Management Consultant, PFM, gave her qualifications She said it was an evaluation of the current AMCD and provided alternative mosquito control operational structures for consideration.

(10:32 a.m.) Dave Hoskins, PFM, walked them through the presentation (Exhibit A). He gave a history of the Mosquito Control Districts in Florida. He said the AMCD (the District) was created in 1948 and was an independent taxing district with five elected Commissioners, 28 full time employees and currently serving all 609 square miles of the County. He noted that the FY 2010 budget was \$5.7 million including a \$2.6 million capital outlay for a planned new base station. He noted that 97% of their revenue was generated from property taxes, and they had lowered their millage rate consistently every year since 2005. He reviewed the Mosquito Control Services provided: Adulticiding/Fogging, Source Reduction/Larviciding, Surveillance, Education and Public Outreach, and Applied Research. He reviewed their expenditures, \$2.9 million

in FY2008 and \$5.7 million in FY 2010. He said revenues had exceeded expenditures in most years. He reported that staff had been relatively stable since 2005. He read a list of the other counties that had been in the comparison of statistics for their Mosquito Control Agencies: Jacksonville-Duval, Volusia, Lake, Clay, Okaloosa, Charlotte, Martin, Indian River, Flagler and Miami-Dade. He reviewed the components of the analysis: Jurisdiction Served, Population, Land Area, Mosquito Control Service Provider, Mosquito Control Expenditures and Eastern Equine Encephalitis (EEE) risk. He stated that they had concluded the following: That mosquito control could be provided in varying forms at different costs. There was no outcome reassurance that suggested that counties that spent more on mosquito control had lower incidences of mosquito-borne disease. Mosquito control services were not only provided by county mosquito control agencies; among other functions, research and educational outreach were provided by the state, universities, and county health departments. The District did not share any services with the County; the District might be able to take advantage of large economies of scale and generate new savings. The District might also be able to realize savings by joining the County health plan and by "piggybacking" off of county purchasing agreements. He reported the options that the district could look at in order to provide service: 1.) To maintain the existing structure and levels of service. He said they could postpone building the new building and could continue contract services for aerial spraying. 2.) They could reduce the levels of service provided. 3.) They could convert the District to a Dependent Mosquito Control District and the millage would be set by the Board of County Commissioners and services would be shared with the County government. 4.) Completely consolidate the District with existing County departments. He said there were advantages to shared services with reduced expenditures and shared overhead. He reviewed Debt capacity and the advantages the County would have. He said there were shared services with the County Health Department. He said they could also share physical space and there would be net construction cost savings.

(10:47 a.m.) Mays asked the Administrator what they needed to do to move forward.

(10:47 a.m.) Wanchick said they should allow the AMCD time to provide any data they felt might be missing from the report. He said once that was completed, they could then get together to explore the options, and to look at the real dollar savings for the various options. He said if they wanted staff to explore the real dollar amounts on the various options, they could do that as well. He recommended they take no action other than giving staff direction.

(10:48 a.m.) Bryan questioned option 2. He said he had concerns about reducing service levels. He asked what type service level reductions would be proposed. Hoskins said they had not gone into detail, but it would be primarily research etc., and they were not necessarily recommending any of those options.

(10:50 a.m.) Miner said he did not feel that the AMCD was a part of the BCC's responsibility, and he did not feel they should spend any more money on the matter. He also noted that they were very different from Clay County in many ways. He cautioned them to be aware of that when making comparisons.

(10:51 a.m.) Bryan said he agreed with Miner, but he said they had the responsibility to look at all the agencies for efficiencies of scale which could be accomplished. He said there might be a partnership or an Interlocal Agreements to save money and become more efficient.

(10:53 a.m.) Miner said he agreed and said he would like to see what the cost savings would be on one or more of those options.



(10:54 a.m.) Sanchez said the study had been well done. He said he had spoken up in the past against a straw vote because it was an elected board. He said this time he supported looking into the matter because there were so many public complaints. He said they really had no choice but to follow up on it. He said he had no problem with trying to get to the answer on what could be saved.

(10:56 a.m.) Wanchick suggest they asked AMCD what areas they would be willing to work on together with the County. Bryan said he would welcome that approach.

(10:58 a.m.) Sanchez said the AMCD was a service district. He said the Airport Authority was a different matter and they would be coming off the tax rolls.

(10:58 a.m.) Douglas M. Wyckoff, 116 Live Oak Ave. East, DeFuniak Springs, FL, said he was the General Counsel for the Anastasia Mosquito Control District. He said the document had been made available to them late in the afternoon last Thursday. He said there were some glaring analytical gaps which would affect the validity and usefulness of the report. He stated that they had actually wasted \$20,000. He said he had worked with PFM before. He noted that the contract they had signed was very sloppy; Leon's Bush Hog Services was scratched out and PFM was written in. He reported there had never been an independent special district in the State of Florida that had been taken over by the County. He said the County had zero experience in that field. He noted that the vast majority of the information compiled by PFM had been lifted directly from the AMCD White Paper and from a report commissioned by the AMCD and provided to the County. He said no one from PFM had contacted or visited AMCD. He said only two of the counties selected for comparison were independent mosquito control districts, and the conclusions drawn were absolutely useless.

(11:04 a.m.) Mays said he thought the information he was presenting was useless.

(11:04 a.m.) Sanchez said they were bashing the people that did the report.

(11:05 a.m.) Stevenson said the consultants had done good, credible work for them in their first term. She asked when a new Mosquito Control District had been formed in Florida.

(11:06 a.m.) Wyckoff said he meant no personal attack to any of the individuals.

(11:06 a.m.) Sanchez said he would like to hear from him through their board.

(11:06 a.m.) Wyckoff said he was there at the Board's direction and had a few more points to make. He said they could do away with Attorney's fees and that was an erroneous conclusion. He stated that the AMCD had previously attempted to piggyback upon the county system, but had been turned away. He said he was confident that the AMCD board would love to lower their millage rate even lower and would be happy to look at those options. He emphasized that the idea of reducing services was something that he did not believe the community would support, and it would be playing with the public health. He said on behalf of the AMCD Board, they would be providing further detail and written comments to give the Commission a fuller factual basis from which they might want to proceed. He asked what their goal really was.

(11:09 a.m.) Bryan said it was pretty clear what they wanted. He asked the District to come back with recommendations on how they could save money. He said he would like to see a willingness to work together in a positive manner. He asked Wyckoff to go

back, talk with the Board and come back with recommendations on how they could work together in a positive manner.

(11:11 a.m.) Helen Toby, 700 West Pope Rd., Apt. G-52, said she would like to be sworn as an expert witness, having been a member of the Flagler Estates Water & Control District. She said she was considered as an expert in the special taxing district by the Legislature. She said it was a flawed report and they needed the facts. She cited some of the flaws.

(11:16 a.m.) James Bryant, 129 Oak Ave., Vilano Beach, offered suggestions for absorbing their staff. He said the County was self funded and bringing them into the insurance would cause rates to be a lot higher. He also noted that OPEB funding needed to be considered. He said they would also have to apply full cost accounting before they made their decision. He noted that in comparison to other counties, it was difficult to compare us to other counties. He said we had a large horse community and a much larger breeding ground for mosquitoes. He said that could account for the greater costs.

(11:19 a.m.) Stevenson said she appreciated that each area was unique, that questions had been raised, and she would like to get answers to some of those questions. She said the difficulty was that the economic times meant that we had to do things as cost effectively as possible, to provide the necessary services to the County residents. She said there had been many inquiries, and the Commission was going to try to work towards a win/win solution. She said that was their whole objective, and she would support further discussion.

(11:21 a.m.) Sanchez said he felt the same way. He said their intention was not to take over the Mosquito Control District; they were simply trying to perform in the most cost effective manner possible for the tax payers. He commented on the cost of insurance by the County, if they took over their employees, and said it would be expensive. He said they needed to work for a positive atmosphere.

(11:23 a.m.) Bryan said he agreed and that health services were only recommendations and there were other areas they could look at for cost savings. He suggested that the consultant should return with actual dollar figures that could be saved.

(11:24 a.m.) Wanchick said they were trying to do an independent study and suggested that they stay with PFM, if that was the route they decided to follow. He suggested they see it through fruition, and it could become a constructive process to remove the cloud from the AMCD.

(11:26 a.m.) Bryan said there was tension because AMCD employees were fearful of losing their jobs. He said they were not trying to do that, and he wanted to reassure them that was not something the Commission was trying to do.

(11:27 a.m.) Wanchick said they were not talking about reducing services that would impact public health. He said they were looking at lab work that could be done by other agencies such as the University of Florida, IFIS. Stevenson said there were other agencies that were doing outreach and education in that area.

(11:28 a.m.) McCormack said that the County Administrator was trying to set the facts and issues out before the Board. He said public input should be done dispassionately and in a non personal manner. He asked that any input, including from the District, be presented with that in mind.

(11:29 a.m.) Sanchez said he wanted the public to understand that they were not going to get the Mosquito Control off the tax roll. He said the Airport was a different course altogether, and the AMCD was a service agency.

(11:30 a.m.) Wanchick asked for the Board's direction.

*There was Board consensus to move forward in trying to discover the true dollar savings for the various options.*

(10/20/09 - 19 - 11:54 a.m.)

6. CONSIDER AN APPOINTMENT TO THE CONTRACTOR'S REVIEW BOARD

Melissa Lundquist, BCC Manager, gave the presentation.

(11:55 a.m.) **Motion by Bryan, seconded by Miner, carried 5/0, to appoint Roland Marcano to the Contractor's Review Board for a partial term scheduled to expire February 5, 2012. (Resident Requirement)**

(10/20/09 - 19 - 11:57 a.m.)

7. CONSIDER APPOINTMENTS TO THE LIBRARY ADVISORY BOARD

Melissa Lundquist, BCC Manager, gave the presentation.

(11:58 a.m.) **Motion by Sanchez, seconded by Miner, carried 5/0, to reappoint Carolee Bertish to the Library Advisory Board for one full term scheduled to expire October 20, 2011. (Unexpired term of Suzanne Batovsky)**

(11:59 a.m.) **Motion by Bryan, seconded by Miner, carried 5/0, to appoint Marilyn Wiles to the Library Advisory Board for one full term scheduled to expire October 20, 2011.**

(10/20/09 - 19 - 12:01 p.m.)

8. CONSIDER APPOINTMENTS TO THE BOARD OF DIRECTORS OF FIRST COAST WORKFORCE DEVELOPMENT, INC.

Melissa Lundquist, BCC Manager, gave the presentation.

(12:01 p.m.) **Motion by Miner, seconded by Sanchez, carried 5/0, to appoint Ms. Barbara Huth and Mr. Ron Avery to the Board of Directors of First Coast Workforce Development, Inc., to fill two open public sector vacancies currently existing on the Board.**

(10/20/09 - 19 - 12:02 p.m.)

COMMISSIONERS' REPORTS

(12:02 p.m.) Commissioner Mays:

Mays said the annual review for the County Administrator was coming up. He said it was important to have consistency and stabilization, and since Mr. Wanchick had been here, it had been no holiday party. He stated that it had been a difficult job and that Wanchick had done a wonderful job, and it had been professional management. He recommended extending his contract for another five years. He asked for consensus. Sanchez said he was a good and professional person and he would agree. Minor said he agreed. Bryan said Wanchick had turned down an increase in salary this year and

last year as well. *There was Board Consensus for extending Wanchick's contract for five additional years.*

(12:06.p.m.) Commissioner Bryan:

Bryan said he attended the ribbon cutting for the Small Business Development Center (SBDC) held yesterday. He said there was a full time representative on campus to help individuals who wanted to start a small business in St. Johns County. He said section 8A and other programs could be reviewed in order to help small businesses. He also commended the County Administrator for taking over and making it happen. He said he had attended a cook out last night that was pesticide free and that it was good food. He said Dr. Hephan was the author of a book on heritage farming. He encouraged the use of local produce, meat and fish. He asked everyone to focus on local food in order to maintain local farming. He also commented on an item on the Consent Agenda, a contract to the NAPA parts department to contract out parts inventory for the County fleet, as it would save the County a lot of money. He said surveys were being conducted in West Augustine regarding the septic system issues and sewer systems. He said he would start working on the census and there was funding for each committee to get people to fill out the surveys. He said states were fighting for those surveys.

(12:13 p.m.) Commissioner Sanchez:

Sanchez said the St. Johns County Fair would kick off that day at 5:00 p.m. and encouraged everyone to attend. He also commented on local produce. He said in Georgia state law required the use of local produce. He asked McCormack to look into that issue to see if we could encourage Florida legislators to look at that issue.

(12:15 p.m.) Commissioner Miner:

No report.

(12:15 p.m.) Commissioner Stevenson:

Stevenson asked the Board if they would like to meet for lunch with a group of Youth Leadership St. Johns members on January 19, from noon to 1:30 p.m. Stevenson said when they patronized local businesses it kept the prosperity in the County. She told about the Vermont Fresh program.

(10/20/09 - 20 - 12:18 p.m.)

#### COUNTY ADMINISTRATOR'S REPORT

Wanchick said a lot of work had been done on the census and they would be bringing something forward to the Board. He also said that regarding Vermont Fresh, it was a great program with signage to designate that produce was locally grown. He said they were continuing to work on it with the Agricultural Department of the County. He also reported on the event with the University of North Florida Small Business Council, and asked for direction from the Board to make it happen. He said they could not find where the Commission took affirmative action to allow the Administrator to execute the contract for \$40,000. He asked for direction.

(12:20 p.m.) **Motion by Bryan, seconded by Mays, carried 5/0, to approve \$40,000 to fund the SBDC.**

(10/20/09 - 21 - 12:20 p.m.)  
COUNTY ATTORNEY'S REPORT

McCormack said there was an acute erosion problem in the Vilano and South Ponte Vedra area. He said there was a current problem that might be appropriate for an Emergency Declaration.

(12:21 p.m.) Press Tompkins, County Engineer, gave a report on the property. He said the address was 3276 Coastal Highway and was about one block south of some existing rock revetment. He said the nor'easter wave action had caused some eddying and erosion of that particular residence. He noted it was within 15 feet of the house and it was a non-conforming structure and would be eligible for some type of temporary structure from DEP. He stated that an emergency declaration needed to be done in order to get the ball rolling for the DEP permit. He added that the address was 3276 Coastal Highway and should include the vicinity of that address, because the erosion often tended to migrate south. He said the front was expected to be here for a few more days, so additional erosion could occur a little further south. He said that in his professional opinion, the structure was within, or in danger of being within, less than 15 feet of the actual wave erosion. He said it met the definition of eminent peril from the DEP definitions.

McCormack stated that Chapter 252 Florida Statutes and Chapter 161 authorized counties to declare a local emergency or an emergency condition in that circumstance, which would allow the private homeowner or property owner to apply to the State for a temporary permit as described by Mr. Tompkins. He said it was for the purpose of protecting a residential structure.

**(12:24 p.m.) Motion by Sanchez, seconded by Miner, carried 5/0, to declare a local emergency pertaining to coastal erosion at, and in the vicinity of, 3276 Coastal Highway in St. Johns County, and authorizing the County Administrator to execute an Emergency Declaration Form as a document of that decision.**

(10/20/09 - 21 -12:24 p.m.)  
CLERK OF COURT'S REPORT

No report

**(12:24 p.m.) Motion by Miner, seconded by Bryan, carried 5/0, to adjourn the meeting.** With there being no further business to come before the Board, the meeting adjourned at 12:24 p.m.

REPORTS:

1. St. Johns County Board of County Commissioners Check Register, Check Nos. 445441 through 445756, totaling \$3,609,632.36 (09/22/09)
2. St. Johns County Board of County Commissioners Check Register, Check Nos. 445757 through 445763, totaling \$13,292.19 (09/24/09)
3. St. Johns County Board of County Commissioners Check Register, Check Nos. 445764 through 445793, totaling \$49,132.77 (09/24/09)
4. St. Johns County Board of County Commissioners Check Register, Check Nos. 445794 through 445805, totaling \$224,489.64 (09/25/09)
5. St. Johns County Board of County Commissioners Check Register, Check Nos. 445806 through 446289, totaling \$2,021,324.35 (09/29/09)
6. St. Johns County Board of County Commissioners Check Register, Check Nos. 446290 through 446292, totaling \$22,267.71 (09/29/09)

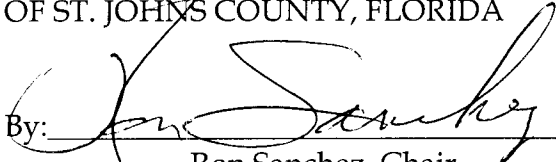
7. St. Johns County Board of County Commissioners Check Register, Check Nos. 446293 through 446302, totaling \$177,520.25 (10/02/09)
8. St. Johns County Board of County Commissioners Check Register, Check Nos. 446303 through 446547, totaling \$894,056.96 (10/06/09)
9. St. Johns County Board of County Commissioners Check Register, Check Nos. 446547 through 446568, totaling \$34,797.61 (10/08/09)

CORRESPONDENCE:

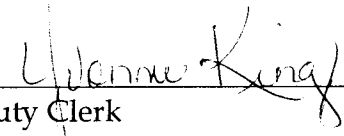
1. Letter to Liz Cloud, Program Administrator, Bureau of Administrative Code, filing Ordinance Numbers 2009-40 through 2009-43 (10/08/09)

Approved \_\_\_\_\_ November 17 \_\_\_\_\_, 2009

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

By:  \_\_\_\_\_  
Ron Sanchez, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By:  \_\_\_\_\_  
Deputy Clerk

