

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
DECEMBER 7, 2010
(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: Ken Bryan, District 5, Chair
 Ray Quinn, District 3, Vice Chair
 Cyndi Stevenson, District 1
 Ron Sanchez, District 2,
 Jay Morris, District 4
 Michael D. Wanchick, County Administrator
 Patrick McCormack, County Attorney
 Terry Bulla, Deputy Clerk

(12/07/10 - 1 - 9:00 a.m.)
CALL TO ORDER

Bryan called the meeting to order.

(12/07/10 - 1 - 9:00 a.m.)
ROLL CALL

The Clerk called the roll and all five commissioners were present.

(12/07/10 - 1 - 9:01 a.m.)
Rev. Ron Rawls, Pastor of St. Paul African Methodist Episcopal Church, gave the Invocation and Bryan led the Pledge of Allegiance.

(12/07/10 - 1 - 9:02 a.m.)
SPECIAL PRESENTATION OF A CHECK FROM FIRE/RESCUE STAFF TO MUSCULAR DYSTROPHY ASSOCIATION (MDA)

Laren Herringein, with the Muscular Dystrophy Association, thanked the St. Johns County Fire Department for all the support they provided for the 1200 families in St. Johns County with family members who have Muscular Dystrophy. She said without their help, they would not be able to provide all the services to their families.

Bobby Hall, Fire Chief, presented the check for over \$10,000, said they were now doing collections at shopping centers, and for over 50 years there had been an association between the fire departments and the MDA. He said they were pleased to partner with MDA.

(12/07/10 - 1 - 9:06 a.m.)
RECOGNITION OF ST. JOHNS COUNTY RETIREES GERALD THOMPSON, DON JACKSON, AND CHRIS WOODARD

Bobby Hall, Fire Chief, said it was a momentous occasion with three members of the Fire Department retiring. Hall said that Chris Woodard had joined the department on October 1, 1981, and had 30 years of service with the County. He said he and Woodard

started about the same time. He said Woodard was an R.N. and one of the best registered diagnosticians he had ever worked with. He congratulated Woodard.

Hall said Lt. Gerald Thompson was hired October 1, 1981, had served for 29 years as a paid firefighter/paramedic and had started as a volunteer at the Switzerland Station for 17 years for a total of 46 years of service to St. Johns County. He said they would miss him.

Hall introduced Don Jackson who had given 22 years of service to the County. He started in the Hastings area. He said Jackson was one of the most compassionate persons he had ever known. He said he would miss him and congratulated him.

Hall said he would miss all of them greatly and told them to enjoy their retirement. He thanked them for their service.

(9:12 a.m.) Bryan read a *Tribute to Pacific War Veterans*, by Malcolm Watts, in remembrance of Pearl Harbour Day.

(12/07/10 - 2 - 9:14 a.m.)
DELETIONS TO CONSENT AGENDA

Stevenson asked that Agenda Item No. 27 be pulled. It became Item 1A.
Wanchick asked Tom Crawford to come forward to discuss Items 29 and 30.

McCormack asked to Pull Consent Item No. 12.

(9:16 a.m.) Tom Crawford, Director of Housing and Community Services, came forward to explain items 29 and 30. He said they were not County obligations and were Flagler Hospital Bonds which were being refinanced to get a fixed rate. Wanchick said no County funds were involved.

(12/07/10 - 2 - 9:19 a.m.)
APPROVAL OF CONSENT AGENDA

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

1. Approval of the Cash Requirement Report
2. Sheriff Bonds: None
3. Minutes: November 2, 2010 - Regular Meeting
November 16, 2010 - Special Meeting
4. Motion to adopt **Resolution No. 2010-261**, approving the terms and authorizing the County Administrator, or designee, to execute a License Agreement Extension for continued use of County property located at 3640 Gaines Road

RESOLUTION NO. 2010-261

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE A LICENSE AGREEMENT EXTENSION FOR

**CONTINUED USE OF A COUNTY PROPERTY
LOCATED AT 3640 GAINES ROAD.**

5. Motion to adopt **Resolution No. 2010-262**, approving the terms and authorizing the County Administrator, or designee, to execute a Purchase and Sale Agreement for the Drainage Easement needed for the Duval/St. Johns Street Drainage Improvements in the West St. Augustine area

RESOLUTION NO. 2010-262

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE A PURCHASE AND SALE AGREEMENT FOR THE DRAINAGE EASEMENT NEEDED FOR THE DUVAL/ST. JOHNS STREET DRAINAGE IMPROVEMENTS IN WEST AUGUSTINE

6. Motion to adopt **Resolution No. 2010-263**, approving the terms and authorizing the County Administrator, or designee, to execute three Agreements for the Temporary Construction Easements required for the Ravenswood Drainage Improvement Project

RESOLUTION NO. 2010-263

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THREE AGREEMENTS FOR THE TEMPORARY CONSTRUCTION EASEMENTS REQUIRED FOR THE RAVENSWOOD DRAINAGE IMPROVEMENT PROJECT

7. Motion to adopt **Resolution No. 2010-264**, accepting an Easement for Utilities for water service to Walgreens located on US #1 South

RESOLUTION NO. 2010-264

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER SERVICE TO WALGREENS LOCATED ON US#1 SOUTH

8. Motion to adopt **Resolution No. 2010-265**, approving the terms of a License to Use/Hold Harmless Agreement for Vilano Springs Resort to use a ten foot strip of County right-of-way for pedestrian access to the proposed food court which will be part of the Resort from Vilano Road and authorizing the County Administrator to execute the Agreement on behalf of the County. For information, contact Mary Ann Blount, Land Management Director, at 209-0762.

RESOLUTION NO. 2010-265

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS OF A LICENSE TO USE/HOLD HARMLESS AGREEMENT FOR VILANO SPRINGS RESORT TO USE A TEN FOOT STRIP OF COUNTY RIGHT OF WAY FOR PEDESTRIAN ACCESS TO THE PROPOSED FOOD COURT WHICH WILL BE PART OF THE RESORT FROM VILANO ROAD AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY

9. Motion to adopt **Resolution No. 2010-266**, approving the terms and authorizing the County Administrator, or designee, to execute three Purchase and Sale Agreements for right of way needed for the County Road 13 Bridge Replacement

RESOLUTION NO. 2010-266

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THREE PURCHASE AND SALE AGREEMENTS FOR PROPERTY NEEDED FOR THE COUNTY ROAD 13 BRIDGE REPLACEMENT

10. Motion to adopt **Resolution No. 2010-267**, authorizing the County Administrator, or designee to execute an Easement to Florida Power & Light for electrical service to the Turnbull Water Booster Station on State Road 16

RESOLUTION NO. 2010-267

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE AN EASEMENT TO ALLOW FLORIDA POWER & LIGHT COMPANY TO INSTALL ELECTRICAL SERVICE TO THE TURNBULL WATER BOOSTER STATION ON STATE ROAD 16

11. Motion to adopt **Resolution No. 2010-268**, accepting a second amendment to Roadway Drainage Easement Agreement drainage of County Roads within Nocatee and authorizing the Board Chair to execute the Agreement on behalf of the County

RESOLUTION NO. 2010-268

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A SECOND AMENDMENT TO ROADWAY DRAINAGE EASEMENT AGREEMENT AND AUTHORIZING THE BOARD CHAIR TO JOIN IN THE EXECUTION OF THE AGREEMENT ON BEHALF OF THE COUNTY

This item was pulled.

12. Motion to adopt a resolution approving the final plat for Crossing at Cypress Trace
13. Motion to adopt **Resolution No. 2010-269**, approving the final plat for Riverwood by Del Webb Phase 2C

RESOLUTION NO. 2010-269

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA APPROVING A PLAT FOR RIVERWOOD BY DEL WEBB PHASE 2C

14. Motion to adopt **Resolution No. 2010-270**, approving the final plat for Kelly Pointe at Nocatee Phase 2

RESOLUTION NO. 2010-270

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA APPROVING A PLAT FOR KELLY POINTE AT NOCATEE PHASE 2

15. Motion to adopt **Resolution No. 2010-271**, setting a Public Hearing date of January 18, 2011 at 9:00 a.m. to hear a request for the vacation of a portion of Delespine Avenue

RESOLUTION NO. 2010-271

RESOLVED, THAT THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, IN THE COUNTY AUDITORIUM OF ST. JOHNS COUNTY ADMINISTRATION BUILDING, ON JANUARY 18, 2011 AT 9:00 A.M. UPON PETITION OF QUALIFIED LAND OWNERS, WILL CONSIDER THE ADVISABILITY OF EXERCISING THE POWER GRANTED TO IT BY SECTION 336.09, FLORIDA STATUTES 2008, AND DETERMINE WHETHER IT WILL VACATE, ABANDON, DISCONTINUE AND CLOSE PORTIONS OF CERTAIN STREETS, ALLEYWAYS OR ROADS DESCRIBED AS FOLLOWS: LEGAL DESCRIPTION PER ATTACHED "SCHEDULE A" AND THE NOTICE REQUIRED BY SECTION 336.10, FLORIDA STATUTES 2008, IS HERBY AUTHORIZED AND DIRECTED TO BE PUBLISHED

16. Motion to adopt **Resolution No. 2010-272**, approving the terms and conditions of Grant Agreement #ARS074 for purposes of receiving the Florida Energy and Climate Commission (FECC) for \$394,000 for the Clean Energy Grant and authorizing the Chairman of the Board of County Commissioners to execute the Agreement and authorize the County Administrator to execute other related documents and take any actions necessary in connection with the Grant Agreement

RESOLUTION NO. 2010-272

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS AND REQUIREMENTS OF A GRANT AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA AND THE FLORIDA ENERGY AND CLIMATE COMMISSION DESIGNATING ST. JOHNS COUNTY AS THE RECIPIENT OF A CLEAN ENERGY GRANT AGREEMENT #ARSO74 IN THE AMOUNT OF \$394,000 AND AUTHORIZING THE CHAIR OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, OR DESIGNEE, TO EXECUTE THE GRANT AGREEMENT ON BEHALF OF THE COUNTY AND AUTHORIZING EXPENDITURE BY THE ST. JOHNS COUNTY ADMINISTRATOR, AS WELL AS, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE ANY OTHER DOCUMENTS NECESSARY OR ASSOCIATED WITH THE GRANT AGREEMENT

17. Motion to adopt **Resolution No. 2010-273**, authorizing the County Administrator to take whatever steps are necessary, including executing an extension of the Joint Participation Agreement #418441 1 84-05, so that termination of the Joint Participation Agreement extends to January 31, 2012

RESOLUTION NO. 2010-273

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE 13 MONTH EXTENSION OF A JOINT PARTICIPATION AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA AND THE FLORIDA DEPARTMENT OF TRANSPORTATION, THAT DESIGNATES ST. JOHNS COUNTY AS THE RECIPIENT OF A PUBLIC TRANSIT BLOCK GRANT (FINANCIAL PROJECT NUMBER 41844-1-84-05) IN THE AMOUNT OF \$200,280, AND AUTHORIZING THE COUNTY ADMINISTRATOR OR COUNTY TRANSIT PLANNER TO EXECUTE ANY DOCUMENTS NECESSARY IN ORDER TO EFFECTUATE THE 13 MONTH EXTENSION OF THE JOINT PARTICIPATION AGREEMENT.

18. Motion to approve the current vacant position of SCADA Administrator at pay grade 126, step 4, per the Administrative Code, and the transfer of \$4,266 from Utility Reserves to the appropriate personal services line items to effectuate the hire and eliminate the cost of contractual services
19. Motion to adopt **Resolution No. 2010-274**, authorizing the Chair of the Board to execute a contract on behalf of the County with the State of Florida in the amount of \$168,732.00 for the State's share of the S.R. A1A & Solano Road Signal Replacement project

RESOLUTION NO. 2010-274

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE A CONTRACT ON BEHALF OF THE COUNTY FOR THE STATE OF FLORIDA IN THE AMOUNT OF \$168,732.00 FOR THE STATE'S SHARE OF THE S.R. A1A AND SOLANO ROAD SIGNAL REPLACEMENT PROJECT

20. Motion to approve the transfer \$78,145 from the Court Technology Capital Outlay Reserve to fund server upgrades, necessary as part of the courthouse renovations
21. Motion to approve a transfer in the amount of \$18,108.00 from the Transportation Trust Fund Capital Outlay Reserves (1131-59927) to Road & Bridge Capital Equipment (1122-56400), and to authorize the County Administrator, or his designee, to purchase One (1) New Caterpillar 324DL Hydraulic Excavator from Florida Sheriff's & Florida Association of Counties Contract # 10-18-0907 from Ring Power Corporation in the amount of \$213,413.00
22. Motion to authorize the County Administrator, or his designee, to enter into a contract for one (1) year, with three (3) one year renewal options, with Yard Pro Plus, Inc., in an amount not to exceed \$67,859.00 annually, for lawn maintenance services for St. Johns County Utility properties as described in the Bid Documents/Specifications and the firm's submitted Bid Proposal
23. Motion to adopt **Resolution No. 2010-275**, approving the executed Consent to Assignment (Company Name Change) between Chapman Kelley and Health Management Services, Inc., for benefits auditing services to St. Johns County Board of County Commissioners

RESOLUTION NO. 2010-275

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND CONDITIONS ASSOCIATED WITH AN ASSIGNMENT AGREEMENT FOR AUDIT SERVICES WITH ST. JOHNS COUNTY, FLORIDA, BETWEEN CHAPMAN KELLY, INC. AND HEALTH MANAGEMENT SYSTEMS, INC., PROVIDING AN EFFECTIVE DATE

24. Motion to authorize the Chair to execute a letter of notification to that State Division of Elections on behalf of the Supervisor of Elections concerning the upcoming sale of election equipment
25. Motion to adopt **Resolution No. 2010-276**, approving a contract between St. Johns County and the Salvation Army for Pilot Food Sharing Program to St. Johns County

RESOLUTION NO. 2010-276

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

APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF A CONTRACT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND THE SALVATION ARMY FOR THE PURPOSE OF PROVIDING FOOD SHARING SERVICES TO ST. JOHNS COUNTY, AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AGREEMENT ON BEHALF OF ST. JOHNS COUNTY

26. Motion to adopt **Resolution No. 2010-277**, approving the Bird Island Park Maintenance Agreement approving the terms, provisions, conditions and requirements of a contract between St. Johns County and Ponte Vedra Beach Park at Library Blvd. Inc., and authorizing the County Administrator or his designee to execute the agreement on behalf of the County

RESOLUTION NO. 2010-277

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF AN ADOPT-A-PARK AGREEMENT BETWEEN PONTE VEDRA BEACH PARK AT LIBRARY BOULEVARD, INC., AND ST. JOHNS COUNTY, FLORIDA, AND AUTHORIZING THE COUNTY ADMINISTRATOR OR DESIGNEE TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY

This Item was moved to the Regular Agenda as Item 1A.

27. Motion to adopt a resolution authorizing the County Administrator, or designee, to execute Temporary Construction Easement Revision (Summerhaven) with FIND and agreements to complete this project
28. Motion to adopt **Resolution No. 2010-278**, approving a contract between St. Johns County and Edwards, Cohen for provisions of a General Finance Counsel Services to the County, and authorizing the County Administrator or designee to execute the same

RESOLUTION NO. 2010-278

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF A CONTRACT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND EDWARDS, COHEN, ATTORNEYS AT LAW, FOR THE PURPOSE OF PROVIDING GENERAL FINANCE COUNSEL SERVICES TO ST. JOHNS COUNTY, AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AGREEMENT ON BEHALF OF ST. JOHNS COUNTY

29. Motion to Adopt **Resolution No. 2010-279**, approving the issuance by the St. Johns County Industrial Development Authority of its Hospital Revenue Refunding Bonds (Flagler Hospital, Inc. Project), Series 2010A, in an aggregate principal amount not to exceed \$30,000,000.00

RESOLUTION NO. 2010-279

A RESOLUTION APPROVING THE ISSUANCE BY THE ST. JOHNS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY OF ITS HOSPITAL REVENUE REFUNDING BONDS (FLAGLER HOSPITAL, INC. PROJECT), SERIES 2010A, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$30,000,000 IN ORDER TO OBTAIN FUNDS TO LOAN TO FLAGLER HOSPITAL, INC., FOR THE PURPOSE OF REFUNDING A PORTION OF THE OUTSTANDING ST. JOHNS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY HOSPITAL REVENUE BONDS (FLAGLER HOSPITAL, INC. PROJECT), SERIES 1996A AND HOSPITAL REVENUE BONDS (FLAGLER HOSPITAL, INC. PROJECT), SERIES 1996B; AND PROVIDING AN EFFECTIVE DATE

30. Motion to Adopt **Resolution No. 2010-280**, approving the issuance by the St. Johns County Industrial Development Authority of its Hospital Revenue Refunding Bonds (Flagler Hospital, Inc. Project), Series 2010B, in an aggregate principal amount not to exceed \$28,275,000.00

RESOLUTION NO. 2010-280

A RESOLUTION APPROVING THE ISSUANCE BY THE ST. JOHNS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY OF ITS HOSPITAL REVENUE REFUNDING BONDS (FLAGLER HOSPITAL, INC. PROJECT), SERIES 2010B, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$28,275,000 IN ORDER TO OBTAIN FUNDS TO LOAN TO FLAGLER HOSPITAL, INC. FOR THE PURPOSE OF REFUNDING THE OUTSTANDING ST. JOHNS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY HOSPITAL REVENUE REFUNDING BONDS (FLAGLER HOSPITAL, INC. PROJECT), SERIES 2009 AND PROVIDING AN EFFECTIVE DATE

31. Motion to adopt **Resolution No. 2010-281**, approving the terms, conditions, and requirements of Amendment #5 to the Florida State Contract for Community Based Care #NJ204

RESOLUTION NO. 2010-281

A RESOLUTION OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR TO SIGN THE FIFTH AMENDMENT TO THE CONTRACT NJ204 BETWEEN ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS AND THE DEPARTMENT OF CHILDREN AND FAMILIES

32. Motion to adopt **Resolution No. 2010-282**, a Resolution approving an extension of Florida Department of Environmental Protection Grant LP0526 to June 30, 2011, in order to complete a wastewater improvement project and assure the disbursement of grant funds, and authorize the Board Chair or the County

Administrator to execute any documents or paperwork necessary to effectuate the extension of the Grant

RESOLUTION NO. 2010-282

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE EXTENSION OF THE DEPARTMENT OF ENVIRONMENTAL PROTECTION GRANT LP0526 TO JUNE 30, 2011, IN ORDER TO COMPLETE A WASTEWATER IMPROVEMENT PROJECT, AND ASSURE THE DISBURSEMENT OF GRANT FUNDS, AND AUTHORIZING THE BOARD CHAIR OR COUNTY ADMINISTRATOR TO EXECUTE ANY DOCUMENTS OR PAPERWORK NECESSARY TO EFFECTUATE THE GRANT EXTENSION

33. Proofs:
- a. Proof: Notice of Public Hearing, LDR Ordinance Display to be held on November 2, 2010, PV Recorder appearing on October 29, 2010
 - b. Proof, Notice of a Public Hearing, County Administrator Ordinance to be held on November 2, 2010, PV Recorder appearing on October 29, 2010
 - c. Proof, Notice of a Public Hearing, Main Utility System Rates to be held on November 2, 2010, PV Recorder appearing on October 29, 2010
 - d. Proof, Notice of a Public Hearing, Resolution for PV Utility System Rates, PV Recorder appearing on October 29, 2010
 - e. Proof, Notice of a RFP# 11-24, HHS Needs Assessment Study, PV Recorder appearing on November 5, 2010
 - f. Proof, Notice of a RFP# 11-11, Arts, Cultural and Heritage Development, PV Recorder appearing on October 29, 2010
 - g. Proof, Notice of a Bid# 11-05, Annual Fire Extinguisher Service, PV Recorder appearing on October 29, 2010
 - h. Proof, Notice of a Bid# 11-28, Purchase of ICP OES, St. Augustine Record appearing on November 9 & 16, 2010
 - i. Proof, Notice of a Bid# 11-17 CDBG Admin Services, St. Augustine Record appearing on November 9 & 16, 2010
 - j. Proof, Notice of a RFP# 11-24, HHS Needs Assessment, St. Augustine Record appearing on November 9 & 16, 2010
 - k. Proof, Notice of a Public Hearing, Sunshine Workshop on November 19, 2010, PV Recorder appearing on November 9, 2010
 - l. Proof, Notice of a Public Hearing for State Attorney Office Briefing on November 19, 2010, Ponte Vedra Recorder appearing on November 11, 2010
 - m. Proof, Notice of a Cancelled Meeting for November 16, 2010, St. Augustine Record appearing on November 11, 2010
 - n. Proof, Notice of a Public Hearing, Ordinance revising LDC (Display Ad), St. Augustine Record appearing on October 23, 2010

(9:18 a.m.) McCormack reviewed the rules for public comment.

(12/07/10 - 10 - 9:21 a.m.)
PUBLIC COMMENT

(9:22 a.m.) Jerry Blount, 135 Ford Street, said he would like to meet with someone about the property he had mentioned at previous meetings. He said it related to a ditch on his

property and he needed to resolve the issue. He said he would like them to either buy the property or to cover the ditch up.

(9:26 a.m.) Tom Turnage, 4114 Herschel Street, Jacksonville and 2809 South Ponte Vedra Blvd., and Linda Chambless, 3043 S. Ponte Vedra Blvd., Ponte Vedra Beach, President and V. President of South Ponte Vedra Beach and Vilano Beach Restoration Association, said they were there to discuss the pending application to the Florida Department of Environmental Protection concerning the beach restoration project to St. Augustine Beach. He said they believed that the cause of the loss of sand to beaches and erosion was the dredging of 7 million cubic yards of sand off St. Augustine Beach. He said they had raised money to hire consultant engineers and their finding was that sand traveled along both directions and any hole created would trap sand from both directions. He said the Army Corps of Engineers had concurred. He said they were opposed to dredging and renourishment of the beach. He said they were letting the Board know and they had 500 signatures on a petition (Exhibit A) in opposition and they would fight the dredging with all means possible.

(9:30 a.m.) Maureen Ortegas, 1445 Masters Drive, spoke regarding some things that happened on King St. She asked a number of questions regarding that event and on the Theatre. She also spoke regarding the Cultural Council and Phil McDaniel.

(9:34 a.m.) Chaplain Helen Tobey, 4 Ocean Trace Road, presented an autographed picture of Jim Thorpe, to Jerry Cameron along with some Cameron Coffee. She said on the November 18th she was traveling on Ocean Trace and A1A and was in a car accident at that intersection. She said the ambulance responded within five minutes and they treated her wonderfully. She said Joe Stephenson was there the next morning looking at the intersection.

(12/07/10 - 11 - 9:38 a.m.)

ADDITIONS/DELETIONS TO REGULAR AGENDA

Wanchick said they would like to pull item No. 6.

McCormack asked to add an item for litigation matters. It became Item 12 A.

Stevenson asked for an update on the acquisition of land at St. Augustine Beach.

(12/07/10 - 11 - 9:40 a.m.)

APPROVAL OF REGULAR AGENDA

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

(12/07/10 - 11 - 9:41 a.m.)

This item was previously Item No. 27 on the Consent Agenda.

1A. Motion to adopt **Resolution No. 2010-283**, authorizing the County Administrator, or designee, to execute Temporary Construction Easement Revision (Summerhaven) with FIND and agreements to complete this project

Carl Blow, Commissioner, Florida Inland Navigation District, Shelley Trulock, Paul DeMarco and David Roach were there to answer any questions.

Stevenson said she had received a call from a member of the public who asked that the item be pulled for discussion. She said she understood how the item was bid and said it was decided between the County Administrator and Florida Inland Navigational

District (FIND). She said she understood that the turtle nesting season ran late in St. Johns County. Roach said the Corps of Engineers would better understand the project schedule. Stevenson confirmed that they took special steps to protect nesting turtles. Roach said that was correct.

Shelley Trulock, Corps of Engineers, said the project would take 105 days and it would run through the middle of August. She said most of the work would be done prior to the nesting season, but could not say 100 percent that they would be through with the work. She explained that it had been a very long and unusual permitting process; 20 months. She said they would take that into consideration from that time on, to avoid the turtle nesting season. Stevenson thanked her for appreciating that the county nesting season was a little different than some other places.

(9:47 a.m.) **Motion by Stevenson, seconded by Quinn , carried 5/0, to adopt Resolution No. 2010-283, authorizing the County Administrator, or designee, to execute Temporary Construction Easement Revision and agreements as necessary to complete this task.**

RESOLUTION NO. 2010-283

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF A TEMPORARY CONSTRUCTION EASEMENT BY AND BETWEEN ST. JOHNS COUNTY AND THE FLORIDA INLAND NAVIGATION DISTRICT, FOR THE PROVISION OF A TEMPORARY CONSTRUCTION EASEMENT AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE AGREEMENT ON BEHALF OF ST. JOHNS COUNTY

(12/07/10 - 12 - 9:48 a.m.)

1. **REPORT ON THE RECYCLING PROGRAM IN ST. JOHNS COUNTY**

Darryl Locklear, Assistant County Attorney, introduced Wendy Manucy, Solid Waste Manager, who gave an overview of their expanded recycling program. She said it had been a real success. She introduced Jessica Deal with Advanced Disposal and Katherine Lee-Beteh with Seaboard Systems who gave a presentation.

Lee-Beteh gave an overhead presentation (*Exhibit A*). She explained that they serviced the north side of the County. She said they had expanded the materials they had collected over the past two years. She stated that they had increased from 7 to 21 types of materials collected. She added that in April they had distributed a flyer telling the residents the types of materials they would collect.

(9:52 a.m.) Stevenson commented about the rise, then fall of collections, for a period of time. Joey Foley, Division Manager, Seaboard Waste, spoke about the drop in products due to contaminants in the recycling materials. He said after the public was educated, the contaminants fell off significantly.

(9:54 a.m.) Manucy gave the figures for Advanced Disposal (*Exhibit B*) and said their representative had been unable to attend. She said they had experienced an increase in collections since the program began. She said they had added an additional truck as well as additional employees. She noted that the types of items had increased from 7 to

21. She said they put out a brochure on Earth Day to educate the residents on how to put disposables out.

(9:57 a.m.) Quinn said pick up dates had been changed in the southern part of the County and asked if that had affected the recycle program. Manucy explained they changed days to better serve the residents, and that it had not had an effect.

(9:58 a.m.) Wanchick said it was something the residents had requested, and it was a successful effort on behalf of the haulers, the community, and the County.

(9:59 a.m.) Stevenson asked if there was any additional cost. Wanchick said there was no additional cost.

(12/07/10 - 13 - 10:00 a.m.)

2. CONSIDER A RESOLUTION THAT ALLOWS THE ST. JOHNS COUNTY HOUSING FINANCE AUTHORITY TO CONTINUE THE CONSTRUCTION FINANCING FOR AFFORDABLE SINGLE FAMILY WORKFORCE HOUSING (C-WHIP PROGRAM) IN ST. JOHNS COUNTY

Tom Crawford, Director of Housing and Community Services, said he wanted to clarify the Bond issue. He said it appeared that there was a State guarantee because it was handled through the State. He said that Item 2 pertained to the CWHIP program, and it was a \$5 million construction finance project. He said that pertained to the construction loan program that applied to Seawood. He explained the details of the program. He said the Housing Finance Authority was the only entity using that program. He said Fannie Mae was not going to be able to renew the program, and it would expire in June. He explained the new line of construction program financing which was designed to enable them to maintain the flow of construction financing. He said the net effect reduced their overall line of credibility. He said it would enable the HFA to continue to borrow from the County, and the County would not get the interest that Fannie Mae would have otherwise gotten. Ann Doak, Greg White, and Bill Lazar, St. Johns Builders Council, were present for questions and to address the item.

(10:07 a.m.) Quinn summarized his understanding: there was \$900,000 and asked what would happen when that was expended. Crawford explained that it was a revolving line of credit which would be replenished when houses were built. Quinn said it was not in danger, but a different way of doing the draw. Crawford said without the County funds availability, and it being the direct lender, the program would stop.

(10:09 a.m.) Stevenson said prior to that time, they had been able to draw down funds from Fannie Mae to provide liquidity. She said the County would have no more risk than in the past. Crawford said that was correct. Stevenson said the total amount was \$900,000. Crawford said that was correct, and as of November they would no longer have the \$2 million available from Fannie Mae. Stevenson asked if they had had to take losses on those practices. Crawford said there had been two houses where one of the builders went bankrupt. He said one was \$120,000 and the other was \$50,000. He said they had just finished the court process of getting those houses back. He said they would go on the market to recapture as much as possible on those houses. He said the County could take a loss on those two particular houses, but they did not feel it would be a significant amount. Stevenson cited an example in Lincolnville and how they were trying to avoid similar problems in West Augustine

(10:14 a.m.) Morris asked if the County would pick up about \$45,000 a year by this measure. Crawford said Timms could better address the amount of interest anticipated. Morris said he viewed it as a win/win situation. Crawford said they would definitely

be receiving interest on funds that they had not received before. He said it was a positive thing when there were not a lot of jobs out there, especially for contractors. He said it would also help with the revitalization of West Augustine.

(10:16 a.m.) Bryan asked the amount of housing they had provided in the last 15 years. Crawford said about 300 homes.

(10:17 a.m.) **Motion by Quinn, seconded by Morris, carried 5/0, to adopt Resolution No. 2010-284, authorizing the making of loans to the Housing Finance Authority of St. Johns County for affordable single-family workforce housing, within the County, in connection with the CWHIP Program.**

RESOLUTION NO. 2010-284

RESOLUTION AUTHORIZING THE MAKING OF LOANS TO THE HOUSING FINANCE AUTHORITY OF ST. JOHNS COUNTY FOR AFFORDABLE SINGLE-FAMILY WORKFORCE HOUSING WITHIN THE COUNTY IN CONNECTION WITH THE COUNTY COMMUNITY WORKFORCE HOUSING INNOVATION PILOT PROGRAM; APPROVING THE PROGRAM CRITERIA AND LOAN DOCUMENTS FOR SAID COUNTY HOUSING LOAN PROGRAM; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE

(12/07/10 - 14 - 10:19 a.m.)

3. PUBLIC HEARING - ANASTASIA MOSQUITO CONTROL DISTRICT OVERSIGHT REVIEW REPORT. ON NOVEMBER 2, 2010, THE ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS VOTED UNANIMOUSLY TO ADD TO THE COUNTY'S LEGISLATIVE AGENDA THE CONSOLIDATION OF THE ANASTASIA MOSQUITO CONTROL DISTRICT (AMCD) WITHIN THE MANAGEMENT OF ST. JOHNS COUNTY. FLORIDA STATUTE 189.428 ESTABLISHES A PRECISE OVERSIGHT REVIEW PROCESS FOR THE COUNTY TO COMPLETE BEFORE PROCEEDING TO REQUEST STATE LEGISLATIVE ACTION FOR MERGER OR DISSOLUTION OF AN INDEPENDENT SPECIAL DISTRICT SUCH AS THE AMCD. CENTRAL TO THAT OVERSIGHT REVIEW PROCESS IS CONSIDERATION AND ADOPTION OF AN OVERSIGHT REVIEW REPORT BY THE COUNTY COMMISSION IN A PUBLIC HEARING. FLORIDA STATUTE 189.428(8) ALSO REQUIRES THE COUNTY TO ADOPT A PLAN FOR THE MERGER OR DISSOLUTION OF THE INDEPENDENT SPECIAL DISTRICT IF THE LEGISLATIVE DISSOLUTION OR MERGER OF THE AMCD IS PROPOSED IN THE FINAL ADOPTED OVERSIGHT REVIEW REPORT

Proof of publication of the notice of public hearing regarding the Anastasia Mosquito Control District Oversight Review Report was received, having been published in *The St. Augustine Record* on November 26, 2010.

Locklear said the action sought was a motion to adopt the Resolution as outlined. He gave a short background on the issue.

(10:20 a.m.) Stevenson said there had been a lot of discussion about the motives of the Board, one of which was that the County wanted to get their hands on the Mosquito Control Reserves, and asked what would happen if the County was successful.

(10:21 a.m.) Wanchick said the assets would come to the County but would be committed to mosquito control activities. He said the funds would not be used for any other purpose. Stevenson said she wanted to clarify that issue. She said the good faith approach would be to reserve it for mosquito control uses only. Wanchick said she was absolutely correct. Wanchick said that what they would do with Mosquito Control would be similar to the other cost efficiency measures that were being taken within the County. He said they felt they could do it more efficiently and effectively.

(10:23 a.m.) Bryan said he had also received phone calls. He reiterated that the services to the County would not be affected or compromised in any manner what so ever. Wanchick said they would bring the majority of the people employed by the AMCD over as County employees. He said it was simply a more efficient way to operate.

(10:25 a.m.) McCormack said it was a public hearing and should be heard in front of the public. He added that in his view, as County Attorney, it should not appear as a contest between the County and the District. He said it appeared to be an opportunity for some savings to the tax payer and that should be the deciding factor. He said legislation had been changed pertaining to mosquito control and for tens of years the legislature had required that new efforts for mosquito control be done through the counties and 80 percent of the programs were through the counties. He said it was an opportunity for tax payers to save some money.

(10:27 a.m.) Wanchick said it would result in an annual reoccurring savings.

(10:27 a.m.) Locklear pointed out a typographical error in the document. He reviewed the change.

(10:29 a.m.) Chaplain, Helen Tobey, 4 Ocean Trace Rd., told of efforts she joined in securing mosquito control at Flagler Estates. She explained the importance of mosquito control. She asked them to dissolve the Flagler Water District. She said she would resist the move from the AMCD to the County.

(10:32 a.m.) Randy Covington, 619 Scrub Jay Drive, said he was encouraged to hear that if adopted, they would not re-appropriate the funds. He spoke about County funds being issued for Harvest of Hope on King Street. He said they were trying to conceal it from the public.

(10:34 a.m.) Maureen Ortagus, 1445 Masters Drive, spoke regarding the trust of the public as to whether the County was able to control its own operations and that it went back for several years. She said she had lost faith in the County, as they had not done what it said they were going to do with Parks and Recreation and the Amphitheatre as well as the Arts and Culture program. She asked why they thought they could take over something else when they had not told the truth about another part of the operation. She said no one was paying attention and she said she wanted to know why nothing was being done.

(10:37 a.m.) Whitney Qualls, 232 Pine Arbor Circle, an Anastasia Mosquito Control District (AMCD) employee and biologist, said AMCD was one of the leading programs in the United States. She said the director was recognized by the World Health Organization. She said they had brought in new technologies and efficiencies. She said that had resulted in a great savings to the county by reducing the amount of insecticide used. She said there were different guidelines and laws than for pest control. She explained that more insecticide increased the threat to the environment and would increase the budget. She said Dengue fever and Malaria were real threats and a huge impact to tourism. She cited many reasons why the budget could be raised. She said

decreasing staff would ultimately result in budget increases. She said it was not just about money but about understanding biology and science.

(10:42 a.m.) Adam Holt, 145 Monte Carlo, asked them what about lives. He said Dengue Fever, Malaria, and EEE were extremely debilitating and could even cause death. He said there had been no cases in St. Johns County since 2003, but Malaria and Dengue Fever were on the rise. He asked what the price for the lives was.

(10:43 a.m.) Catherine Brandhorst, Commissioner Elect AMCD, spoke to the decisions that were made on November 2, 2010. She said she opposed them vehemently. She added that the community had voted for the AMCD. She cited a letter Sanchez sent to Proctor. She said the figures from PFM were flawed and inaccurate. She noted that AMCD had lowered their budget by \$500,000, which exceeded the amount PFM had cited could be saved. She stated that additionally in the letter to Proctor, many citizens had requested the takeover of AMCD. She said she had requested copies of those letters and could only assume that those letters did not exist since she had not been provided with them. She said AMCD had to comply with EPA, FDA, USDA, DEP and Florida DAX. She challenged them to know what regulations with which they would have to comply. She respectfully asked the Board to stick with what they were qualified to do. She said the AMCD could be absolved only by voter referendum.

(10:49 a.m.) Teresa Henry, 646 McKenzie Circle, expressed her concern with the mosquito control consolidation. She cited Duval, Dade and other counties that had consolidated. She said when there was a consolidation of governments it diluted the representation of the people. She said it gave more power to the politicians and not to the people. She said she did not like consolidation and said she would rather vote for the AMCD people separately.

(10:51 a.m.) Annette Cappella, 4617 Coquina Crossing Drive, Elkton, expressed her concerns about the health, safety and economic concerns that they all faced. She cited concerns about Dengue Fever and its spread. She explained that Dengue fever could hibernate in houses, and in southern Florida there had been an outbreak. She spoke of a case of Malaria in Jacksonville. She said St. Johns County had been free of any mosquito born diseases for the past seven years through careful oversight of the AMCD. She said they had a professionally trained staff and board. She asked who was qualified to run the programs in administration.

(10:54 a.m.) Ed Slavin, P.O. Box 304, stated that the AMCD Board was well qualified to do the job. He spoke on the PFM report being flawed, taking over the Mosquito Control, and voiced concern on there not being a plan. He stated that the five people on the Mosquito Control Board were open to ideas. He spoke on Malaria cases, quality control, and on being proud of the district.

(11:11 a.m.) Janice Bequette, 1013 Three Forks Court, requested that they stop the proposed action. She said AMCD was created and expanded by the vote of the citizens of the county. She stated that they were needed to protect the citizens against disease with a dedicated and trained staff. She said the PFM never met with anyone from their staff, and the PFM report was in error. She said they used a directly reduced amount of pesticide compared to other counties. She challenged cost savings proposed by PFM and cited specific examples. She explained their applied research process. She spoke on the licensure process and the costs that would be involved in that. She commented on their reserves and said that she had opposed the building of a new building. She said they would like to meet with County representative for further discussions, and suggested putting the issue before the citizens.

(11:20 a.m.) Stevenson said that she understood that staff had met with AMCD. Bequette said a formal letter had been sent by the AMCD Board. Stevenson asked if the request was to meet Commission to Commission. Bequette said the reply was that staff was to meet with staff.

(10:21 a.m.) Wanchick said that drafts had been exchanged with the District for the PFM report. He said he and Locklear had had numerous meetings with staff members. He said if he felt that they could not do as good a job or a better job, nor if there would not be significant savings to the tax payers of the County, he would not support the action.

(11:23 a.m.) Vivian Browning, AMCD Commissioner Seat 1, 115 Vilano Rd., said she had written her questions down to submit to staff, in case it proceeded to the Legislative Delegation (*Exhibit A*). She reviewed those questions. She asked them to revisit the 5/0 vote. She said there were many concerns that she still had. She said the Legislature would have to make the decision of dismantling an agency that had done outstanding work to protect the health of citizens of the county. She said they had not seen a plan. She cautioned that they were not ready to take it to the Legislature on Friday.

(11:36 a.m.) Jeanie Moeller, 245 Wildwood Dr., said she was on the Commission on the AMCD. She suggested they put the issue on a referendum at a later date and that they should revisit the vote.

(11:38 a.m.) Robin Nadeau, said she had been impressed by the knowledge of those who worked for the AMCD. She said they had done a great job in engaging the interest of youngsters. She said it would be a dreadful mistake to change the administration of the AMCD.

(11:39 a.m.) Wanchick said the action was to adopt the Oversight Review Report.

(11:40 a.m.) Sanchez asked them to leave Manuel out of the discussions. He said he had been in jail for 8 months and had nothing to do with any of the activity. He said improvements had occurred since the County had gotten involved in the process. He said the financial consulting firm was not asked to study mosquitoes or laboratories. He explained that they were asked to study the financial situation. He asked for a report back on comments that had been made. He commented on the letter he had written to Proctor. He said he had simply followed up on action taken by the Board, which was required.

(11:44 a.m.) Quinn said they were responsible for the health, safety, and welfare of 186,000 people in the county. He said the first entity that came to his mind was the County Health Department which had created one of the healthiest counties in the state. He said the Fire and Rescue Department was second to none. He emphasize that they had to take seriously the health, safety, and welfare of the citizens of the County. He said he had great confidence in the Environmental Department's staff. He stated that he had been asked who would do the job, and replied that it would be the same people who were doing it currently.

(11:47 a.m.) McCormack commented regarding the letter to the Legislative Delegation. He said he had prepared a one page resolution (*Exhibit B*) that the Board might consider if they chose to adopt the Oversight Report. He gave the outline of the Resolution. He recommended that if they adopted the Oversight Report that they also adopt the resolution.

(11:48 a.m.) Stevenson said in the origin of the AMCD was oversight of the water, and it was very important. She said she couldn't help but believe there would be greater

efficiencies if there was consolidation of those same services. She said there was discussion regarding research, public health concerns, and the deployment of strategies. She commented on the 10 percent savings. She said there was severe limitation of funds for service provision.

(11:51 a.m.) Morris said that in the private sector they combined functions on a frequent basis. He said he had heard no comment that staff would not be eliminated and the key people would continue the operations and maintain the services they currently performed. He said he would like to see a plan in place by the County. He said he would not vote for eliminating the key people that ran the AMCD. He stated that they would not decrease the licensed professionals or take away other professionals.

(11:54 a.m.) Wanchick said they would have more than a year to develop a plan if it was approved to go through the Legislative process. He said the only significance for their staff would be the patch on their sleeves. He said it was all about efficiencies. He said it was not insignificant money, and they should be motivated by what would be in the best interest of the citizens.

(11:56) McCormack read the Resolution into the record.

(11:56 a.m.) **Motion by Sanchez, seconded by Quinn, to adopt the Anastasia Mosquito Control District Oversight Review Report and accompanying Plan for the merger or dissolution of the District and proceed with the request for legislative merger or dissolution of the District and include the adoption of the proposed Resolution No. 2010-285.**

Bryan mentioned refusal for discussion with the Board. He asked that a dialogue be entered into. Wanchick said they would always have an open dialogue. Bryan said he wanted to make it clear that they were open for discussion.

(12:01 p.m.) **Motion carried 5/0.**

RESOLUTION NO. 2010-285

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, REQUESTING THE FLORIDA LEGISLATURE TO APPROVE A LOCAL BILL PROVIDING FOR THE REPEAL OF CHAPTER 99-449, LAWS OF FLORIDA AND TRANSFER ALL ASSETS, LIABILITIES AND DUTIES OF THE ANASTASIA MOSQUITO CONTROL DISTRICT TO THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA

The meeting recessed at 12:01 p.m.

The meeting reconvened with Deputy Clerk Lenora Newsome present.

(12/07/10 - 18 - 1:30 p.m.)

4. PRESENTATION OF THE 2011 LEGISLATIVE ACTION PLAN. THE LEGISLATIVE ACTION PLAN IS A FOCUSED LIST OF ST. JOHNS COUNTY ISSUES FOR WHICH THE COUNTY REQUESTS FINANCIAL ASSISTANCE AND OTHER SUPPORT FROM OUR STATE AND FEDERAL DELEGATION MEMBERS. DURING THIS ITEM, COUNTY ADMINISTRATION WILL PRESENT A LIST OF RECOMMENDED ITEMS FOR THE BOARD TO CONSIDER ADOPTING AS THE 2011 LEGISLATIVE ACTION PLAN. UPON

APPROVAL BY THE BOARD, THE 2011 LEGISLATIVE ACTION PLAN WILL BE PRESENTED BY THE CHAIR AT THE ST. JOHNS COUNTY STATE LEGISLATIVE DELEGATION MEETING SCHEDULED FOR DECEMBER 10, 2010

Karen Pan, Public Affairs Specialist, reviewed the 2011 Legislative Action Plan, *Exhibit A*. She stated that they were going to focus mainly on policy related issues. She reviewed the following items; Local Bill, Transportation, Water Quality/Unfunded Mandates, Failing Septic Tanks, Emergency Interoperability System, Beach Renourishment, Health & Human Services, Housing & SHIP funding, Juvenile Justice, Library Funding, Open Space & Land Conservation, Unfunded Mandates, and Water Conservation/Water Quality. Bryan questioned the order of the items on the list. Pan responded that Administration's recommendation for the top three items on the list; local bill for Mosquito Control, Transportation, and Water Quality/Unfunded Mandates. Bryan questioned moving items around on the list. Wanchick responded that their lobbyist recommended they choose three or four top items and go for them to avoid diluting the list. He stated that unfunded mandates were something that was playing across the state, everybody was opposed to it, and recommended that they use that as a top three choice. Stevenson stated that in the last session there was a bill that would eliminate some of the flexibility for them to deal with some of their local obligations. She mentioned that the Florida Association of Counties identified a couple of variants that they were concerned about at this session, and they included things like unfunded mandates and further reductions that would have a long term affect in the County's ability to meet basic service needs. She said two of the things that they thought would come back again were pretrial release and establishing legislation to allow counties to establish regional detention facilities. She spoke on the Medicaid reform which was pending, and the great concern about allowing the Transportation Disadvantage Fund to be raided to supplement the privatization of Medicaid. It would allow those services to work, but leave the County with a shortfall. She asked for a consensus to support those items during the Legislative Session, even if they didn't add it to their priority list, just to have the authorization to work on those things. She spoke on the trails and pedestrian improvements. Wanchick replied that those were three fine items and that they would want to bring them back for updates and direction as they merged through the process. Stevenson asked for consensus on supporting the items she mentioned. (1:42 p.m.) *There was a consensus of the Board regarding the items mentioned by Stevenson.* Pan stated that the detention facilities were included in the information under the Juvenile Justice item. Stevenson mentioned that there were also the adult sentences. Quinn spoke on top priorities.

(1:44 p.m.) **Motion by Sanchez, seconded by Stevenson, carried 5/0, to adopt the following issues as priorities for St. Johns County's 2011 Legislative Action Plan: Local bill Mosquito Control, Transportation, Water Quality/Unfunded Mandates, Failing Septic Tanks, Beach Renourishment, Emergency Interoperability System, Amend Select Florida Statutes, Health & Human Services, Housing & SHIP Funding, Juvenile Justice, Library Funding, Open Space & Land Conservation, Unfunded Mandates, and Water Conservation/Water Quality.**

(1:45 p.m.) *Pan asked for consensus from the Board for the top three items; Local Bill request, Transportation, and Water Quality/Unfunded Mandates to present to the Regional Planning. There was Consensus by the Board for Pan's request.*

(12/07/10 - 19 - 1:45 p.m.)

District 1

5. PUBLIC HEARING - NZVAR 2010-04, NOCATEE TREE MITIGATION NON ZONING VARIANCE. THIS IS A NON-ZONING VARIANCE REQUEST TO AUTHORIZE THE EQUITABLE USE OF THE TREE BANK FUND CREDITS

ACCRUED BY THE 2009 DONATION TO ST. JOHNS COUNTY OF A 4.74 ACRE PARCEL WITHIN THE NOCATEE DEVELOPMENT FOR THE NOCATEE PRESERVE TRAILHEAD. TREE BANK CREDITS FOR THIS DONATION WERE ORIGINALLY APPROVED WITH ORDER PNZVAR 2009-01 ON MAY 5, 2009, BUT WERE RESTRICTED TO TREE BANK MITIGATION FOR COMMERCIAL PROJECTS, ROADWAYS, AND REGIONAL PARKS. SUBSEQUENT TO THIS ACTION, THE COUNTY MODIFIED ITS LAND DEVELOPMENT CODE, EFFECTIVELY ELIMINATING TREE BANK MITIGATION FOR ALL THOSE USES. THIS RENDERED THE USE OF THESE CREDITS IN NOCATEE UNUSABLE. THIS REQUEST PROPOSES TO ALLOW THE USE OF THESE EXCESS TREE CREDITS FOR RESIDENTIAL SUBDIVISION CONSTRUCTION WITHIN THE NOCATEE DEVELOPMENT

Proof of publication of the notice of public hearing regarding NZVAR 2010-04, Nocatee Tree Mitigation Non Zoning Variance was received, having been published in *The St. Augustine Record* on November 22, 2010.

Jan Brewer, Environmental Division Director, reviewed the item, speaking on the tree credits, *Exhibit A*. She spoke on the Nocatee Tree Mitigation.

(1:47 p.m.) Don Smith, 14775 Old St. Augustine Road, Jacksonville, representing the applicant, thanked Brewer and her staff for the diligent work in putting the application together. He stated that he was present for questions.

(1:48 p.m.) Motion by Stevenson, seconded by Bryan, carried 5/0, to approve Non-Zoning Variance NZVAR 2010-04, Nocatee Tree Mitigation, adopting the six findings of fact to support the motion.

This item was pulled.

(12/07/10 - 20 - 9:38 a.m.)

District 2

6. PUBLIC HEARING - APPEAL OF A PLANNING INTERPRETATION, PURSUANT TO SECTION 9.07.02 OF THE LAND DEVELOPMENT CODE (PLNADMAPL 2010-01 CARTER RD). THIS IS AN APPEAL FILED PURSUANT TO SECTION 9.07.02 OF THE LAND DEVELOPMENT CODE REGARDING DECISIONS OF THE COUNTY ADMINISTRATOR, OR DESIGNEE, IN ENFORCING THE COMPREHENSIVE PLAN AND/OR THE CODE. THE APPLICANT SEEKS AN APPEAL OF A PLANNING ADMINISTRATION INTERPRETATION ISSUED FOR THE SUBJECT PROPERTY AUGUST 10, 2010, ATTACHED HERETO. THE SUBJECT PROPERTY IS LOCATED JUST WEST OF THOMPSON BAILEY RD, WITHIN THE RESIDENTIAL-C FUTURE LAND USE DESIGNATION. THE PROPERTY IS CURRENTLY ZONED OPEN RURAL (OR).THE APPLICANT SOUGHT A PLANNING/ZONING ADMINISTRATIVE INTERPRETATION TO THE APPLICATION OF COMPREHENSIVE PLAN POLICY A.1.11.1(H)(5). THE INTERPRETATION SOUGHT TO CONFIRM THAT PROJECTS MAY DEVELOP AT ONE UNIT PER ACRE LOT SIZE OR GREATER WITHOUT REQUIRED CONNECTION TO CENTRAL WATER AND SEWER. STAFF DISAGREED WITH THIS INTERPRETATION

Proof of publication of the notice of public hearing regarding the Appeal of a Planning Interpretation, PLNADMAPL 2010-01, Carter Road, was received, having been published in *The St. Augustine Record* on November 22, 2010.

(12/07/10 - 21 - 1:49 p.m.)

District 2

7. PUBLIC HEARING - PUD 2007-16, MILL CREEK PLAZA PLANNED UNIT DEVELOPMENT. THIS IS A REQUEST TO REZONE +/- 1.9 ACRES FROM OPEN RURAL (OR) TO PLANNED UNIT DEVELOPMENT (PUD) TO ALLOW FOR THE DEVELOPMENT OF TEMPORARY USES WITHIN PHASE I AND 6,000 SQUARE FEET OF OFFICE AND RESTAURANT SPACE IN PHASE II. THE SITE IS LOCATED ON THE SOUTH SIDE OF SR 16, APPROXIMATELY ½ MILE NORTHWEST OF THE PACETTI RD/SR 16/IGP INTERSECTION. BASED ON THE INFORMATION AVAILABLE TO STAFF, THE CURRENT PLANNING & ZONING SECTION FINDS THE REQUEST TO REZONE TO PUD SUBSTANTIALLY MEETS THE REQUIREMENTS OF THE COMPREHENSIVE PLAN AND THE LAND DEVELOPMENT CODE. THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THIS ITEM AT THEIR OCTOBER 21ST MEETING BY A VOTE OF 4 TO 3

Proof of publication of the notice of public hearing regarding PUD 2007-16, Mill Creek Plaza Planned Unit Development, was received, having been published in *The St. Augustine Record* on November 22, 2010.

Michael Blackford, Planning and Zoning Manager, gave an overview on the item, *Exhibit A*. He stated there was a waiver request in the first phase, and a few general requests in the second phase. He said that they were requesting a single story building with country-style architecture. The Planning and Zoning Agency recommended approval by a 4/3 vote. He stated that it was vegetative, had a fence, and there were eight findings of fact to support the request. Quinn asked about the results of the June 10th meeting. Blackford replied that he had not attended that meeting, but was not aware of any major issues. Quinn asked if the County had done a traffic assessment off of Rues Landing Road. Blackford said the request was analyzed by their engineers, and there were no major concerns with utilizing Rues Landing Road. Morris mentioned a parking lot being backed up to a resident's driveway on property right behind the property and asked if the property owner had any problem with it. Blackford stated that the property owner did speak with some concerns regarding the request. Whitehouse mentioned that if anyone had any ex parte, now would be the time to mention it. Stevenson disclosed ex parte communication with the applicant, who was trying to gain access off of SR 16, and a number of conversations regarding access to the parcel.

(2:03 p.m.) Karen Taylor, 77 Saragossa Street, stated that she had the applicant come in and talk to the Commissioners about the feasibility of the requests. She stated that they went to Planning and Zoning twice. She mentioned talking to people in the neighborhood and that was how they came up with the alternatives presented that day. She spoke on the surrounding neighbors and the reserved right-of-way, *Exhibit B*. She spoke on two temporary waivers. She said that DOT denied the SR 16 access. Taylor mentioned that it was consistent with the Comp Plan and the Northwest Community Sector Plan. She said that at total build-out, there would be 37 peak hour trips. She mentioned that they had been working on it about four years and would like to see approval.

(2:14 p.m.) Mindy Milton, 4385 Rues Landing Road, spoke in opposition of the item and voiced her concerns.

(2:17 p.m.) Chris Desjardins, 4451 Rues Landing Road, spoke in opposition of the item.

(2:18 p.m.) Jeanne Calorel, 4410 Rues Landing Road, spoke in opposition of the item, voicing concern regarding the entrance, *Exhibit C*. Bryan asked if the school bus stop was on Rues Landing Road. Calorel replied yes, there were three school bus stops.

(2:21 p.m.) Jim Milton, 4385 Rues Landing Road, listed the people who could not stay that day for the item. He spoke in opposition of the item. He stated that it was not a SR 16 property; it was a Rue Landing property. He read the staff comments from the original hearing. He stated that there were 56 properties within the Rue Landing property and had received comments from only four of the property owners within the area.

(2:26 p.m.) Taylor gave rebuttal to the comments made. She spoke on getting DOT's approval and a right-in, right-out access. Morris asked about the petitions they had signed, with Taylor responding. Stevenson spoke on the petitions. She asked how many trips that use would generate and how many would be peak hour trips. Taylor replied that the concurrency certificate would be for 37 trips. Stevenson asked if the applicant purchased the property with commercial use in mind, with Taylor responding he had planned for boat and RV storage. Bryan commented on one of the concerns mentioned by Morris; the 6,000 square foot to 5,000 square foot building as a secondary purpose building. Taylor said that they would be happy to eliminate it. She stated that they wanted to do the temporary use. Bryan asked if the structure would be permanent or transferrable. Taylor responded that it was more of a transferrable type. Bryan asked the staff what kind of conditions there would be. Whitehouse responded on special use and specific use. Quinn stated that he had concerns about Rues Landing being the only entrance to the property. Stevenson asked how many homes opened on Rues Landing. Blackford replied about 60-80 lots and he was not sure how many of them were developed. Stevenson mentioned that it was an awkward intersection anyway. Blackford responded. Bryan asked if anyone was interested in discussing the offer made by the applicant. Morris voiced concern regarding the surrounding residential properties.

(2:48 p.m.) Motion by Sanchez, seconded by Quinn, to deny rezoning application PUD 2007-16, adopting findings of fact one through eight to support the motion.

(2:48 p.m.) Whitehouse said number 4, 5, and maybe 8, gave backup for denying the item. He said that number 4 talked about traffic safety, lights, and noise, and number 5 talked about location, compatibility, and surrounding land uses. **Sanchez amended the motion to add, with special consideration given to number 4 and 5.** Stevenson asked if they could give guidance to the applicant on what might work. **Quinn seconded amendments and the motion carried 4/1, with Stevenson opposed to it.**

(12/07/10 - 22 - 2:53 p.m.)

District 1

8. PUBLIC HEARING - NOPC 10-02, RIVERTOWN. THIS APPLICATION IS A REQUEST FOR A PROPOSED CHANGE TO THE PREVIOUSLY APPROVED RIVERTOWN DEVELOPMENT OF REGIONAL IMPACT DEVELOPMENT ORDER, RESOLUTION 2004-45, AS AMENDED, FILED UNDER THE PROVISION OF SUBSECTION 380.06(19) OF THE FLORIDA STATUTES. CHANGES PROPOSED ARE: THE PROPOSED CHANGE INCLUDES A REQUEST TO MODIFY THE RIVERTOWN MAP H AND GREENWAYS MAP AS WELL AS EXTENDING PHASING AND BUILDOUT, DOWNZONING, TERMINATION AND EXPIRATION DATES BY SEVEN TOTAL YEARS AND A THREE YEAR EXTENSION TO THE COMPLETION DATE OF THE RIVERTOWN FIELDS PARK PROJECT. STAFF RECOMMENDS APPROVAL OF THE NOTICE OF PROPOSED CHANGE AND FINDS IT GENERALLY CONSISTENT WITH THE COMPREHENSIVE PLAN AND THAT THE

CHANGES PROPOSED THEREIN DO NOT CONSTITUTE A SUBSTANTIAL DEVIATION. THE PZA RECOMMENDED THIS NOPC FOR APPROVAL AT THEIR NOVEMBER 18TH MEETING BY 7-0 VOTE

Proof of publication of the notice of public hearing regarding Notice of Proposed Change, NOPC 10-02, RiverTown, was received, having been published in *The St. Augustine Record* on November 22, 2010.

Jason Cleghorn, Planner III, DRI Coordinator, gave a Power Point on both Items 8 and 9 together, *Exhibit A*. He reviewed aerials, proposed changes and stated that all the concerns had been addressed. He stated there were seven years of extensions. Quinn asked where the Town Center was going to be located, with Cleghorn responding. Sanchez disclosed ex parte communication regarding Item 9, meeting with the applicants. Quinn disclosed ex parte communication with Chris Kuhn and Steven Power who gave him an update and brief on that item. Stevenson disclosed ex parte communication with Chris Kuhn and Tom Spence and briefly with Kathryn Whittington prior to that, talking about the general plan to change it and the concern she expressed regarding the access to the river front park, which they assured her they had addressed. Morris disclosed ex parte communication also. Cleghorn reviewed the highlights and changes. He stated there was approval of reduced scenic edge and reviewed the new PUD phasing. He mentioned the one new waiver to allow minimum tree inch requirements on Single Family Type I lots to be 40 inches per acre instead of 80 inches per acre, and there were no additional entitlements with these applications. He stated that with the NOPC, they gave five findings of fact for approval, and that they did support the one new waiver. He said that they did receive four emails in support, one in opposition, and on the Major Mod they provided six findings of fact for approval. Stevenson mentioned on Table D2, Allowable Land Use Matrix, multi family residential, on the second line under school sites, that they had accessory use for multi family residential under school sites, regarding the accessory use for multi family, when they were contemplating an urban design. She asked if that was still required in the new location. Cleghorn stated that he spoke with them earlier in sidebar and that they were willing to remove it because they agreed that it didn't need to be there. Stevenson mentioned a request that the School Board try to design that site so that the parking would be accessible. Cleghorn replied that they were willing to engage the School Board in dialog when that time came. He stated that the County did not review the School Board's construction plans; that they were exempt. He stated that they would review that aspect with the School Board and perhaps some of the parking could be utilized. Stevenson mentioned leaving that as an item to talk about at the next joint meeting.

(3:08 p.m.) Ellen Whitmer, 1178 Natures Hammock Road South, spoke on Item 8 regarding the three year extension. She asked the Board to deny the additional four year request, and recommended no on the tree waiver. She spoke on Item 9, the scenic edge being reduced on SR 13 from 75 feet to 30 feet, and stated that she didn't want that requirement to be in there. She voiced concern regarding the Amenity Center for the swim and fitness. She said that she did not want it to be a private park; just serving Rivertown, if it was maintained by the County.

(3:11 p.m.) Kathryn Whittington, 2945 Keys Road, representing the applicant, introduced the rest of the team present that day. She stated that they were just moving the Town Center non residential uses off of SR 13, and the elementary site to a more appropriate location along CR 244 where the mixed use was already currently located. Quinn spoke on the minimum tree inch requirement, 80 inch versus the 30 inch. Whittington responded that it was a reiteration of an existing waiver that they already had, that allowed them to plant trees on smaller lots, 25 feet outside the lot line. She

said that the County staff found it unworkable and asked them to change it. She spoke on the extra four years.

(3:16 p.m.) Bryan asked about the Amenity Center that Whitmer mentioned. Whittington explained that the swim and fitness center was a facility for the residents only and was separate from the riverfront park. She stated that the riverfront park was opened to the public.

(3:16 a.m.) Chris Kuhn, 39 Riverwalk Blvd., on behalf of the St. Joe Company and the Rivertown Project, said \$80 million had been invested in that project already, which included the Pine Leaf Parkway and park facilities. He said they had only 11 homeowners at Rivertown that day. He said the relocation site made more sense as an appropriate location. He stated that an Amenity Center would be going in on the original site, and the balance would be single family home residential development. He said a river front park would be located on the other side of CR 13. He said the reason for the move was for the economic climate, and the market was more for single family homes. He said the commercial relocation made more sense long term.

(3:22 p.m.) Stevenson said she was happy to see the wetlands preserved and recreated.

(3:22 p.m.) Nahid Sabet-Rasekn, 382 Kendall Crossing Drive, a resident of Rivertown, said they supported the move of the commercial area to the proposed location.

(3:22 p.m.) Stevenson continued that residents were already enjoying some of the recreational facilities and everyone was looking forward to the riverfront park. She said they also appreciated their help with the intersection.

(3:22 p.m.) Wanchick said that was a typical situation they were seeing played out throughout the county. He said those developments were committed to during better economic time. He said they would have to vote on the merits of that particular proposal, but they were happy to see the developer make the proposal.

(3:23 p.m.) **Motion by Stevenson, seconded by Sanchez, carried 5/0, to adopt Resolution No. 2010-286, known as NOPC 2010-02, RiverTown, adopting findings of fact one through five, to support the motion.**

RESOLUTION NO. 2010-286

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, MODIFYING THE RIVERTOWN DRI DEVELOPMENT ORDER AS PREVIOUSLY APPROVED BY RESOLUTION 2004-45, DATED FEBRUARY 4, 2004; FINDING THE MODIFICATION DOES NOT CONSTITUTE A SUBSTANTIAL DEVIATION; AND PROVIDING FOR AN EFFECTIVE DATE

(12/07/10 - 24 - 3:24 p.m.)

District 1

9. PUBLIC HEARING - MAJMOD 2010-6, RIVERTOWN. THIS APPLICATION IS A REQUEST FOR A MAJOR MODIFICATION TO THE PREVIOUSLY APPROVED RIVERTOWN PLANNED UNIT DEVELOPMENT, ORDINANCE 2005-100, AS AMENDED. MAJOR CHANGES PROPOSED ARE: RELOCATION OF THE TOWN CENTER NON-RESIDENTIAL USES FROM STATE ROAD 13 TO THE MIXED USE DISTRICT COMMERCIAL AREAS ALONG THE COUNTY ROAD 244 (LONLEAF PINE PARKWAY)

CORRIDOR; RELOCATION OF THE MAIN PROJECT ENTRY SOUTH OF THE APPROVED LOCATION; CHANGES TO PHASE I OF THE RIVERFRONT PARK; RELOCATION AND CONSTRUCTION OF A COMMUNITY SWIM AND FITNESS AMENITY IN A PORTION OF THE FORMER TOWN CENTER AREA NEAR STATE ROAD 13 AND RESIDENTIAL DEVELOPMENT FURTHER FILLING THE FORMER TOWN CENTER AREA NEAR SR 13; THE PUD PHASING SCHEDULE HAS BEEN AMENDED TO BE IN LINE WITH THE PHASING PROPOSED IN THE ACCOMPANYING NOPC APPLICATION; APPROVAL OF A REDUCED SCENIC EDGE ALONG 600 LINEAR FEET OF SR 13 FROM 75' TO 30 FEET. THE EXISTING PUD PROVIDED A REDUCED 30' SCENIC EDGE FOR A 900' DISTANCE ALONG SR 13 TO PROVIDE FOR VISIBILITY OF THE COMMERCIAL COMPONENTS OF THE FORMER TOWN CENTER; AN ELEMENTARY SCHOOL LOCATION HAS BEEN MOVED FROM THE MAIN STREET DISTRICT TO THE GARDENS DISTRICT. THE PLANNING AND ZONING AGENCY VOTED 7-0 FOR APPROVAL AT THEIR NOVEMBER 18TH PUBLIC HEARING

Proof of publication of the notice of public hearing regarding MAJMOD 2010-6, RiverTown, was received, having been published in *The St. Augustine Record* on November 22, 2010.

(3:24 p.m.) Cleghorn turned in emails; six in favor and one in opposition, *Exhibit A. Motion by Stevenson, seconded by Sanchez, carried 5/0, to enact Ordinance No. 2010-49, known as MAJMOD 2010-6, RiverTown, adopting findings of fact one through six, to support the motion.*

ORDINANCE NO. 2010-49

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, APPROVING A MAJOR MODIFICATION TO THE RIVERTOWN PLANNED UNIT DEVELOPMENT, ORDINANCE NUMBER 2005-100, AS AMENDED, MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE

The meeting recessed at 3:25 p.m. and reconvened at 3:39 p.m.

(12/07/10 - 25 - 3:39 p.m.)

District 1

10. PUBLIC HEARING - MAJMOD 2010-5, JULINGTON CREEK PLANTATION PARCEL 41. THIS APPLICATION IS A REQUEST FOR A MAJOR MODIFICATION TO THE PREVIOUSLY APPROVED JULINGTON CREEK PLANTATION PLANNED UNIT DEVELOPMENT, ORDINANCE 1993-43, AS AMENDED TO ADD COMMERCIAL INTENSIVE USES TO PARCEL 41, SPECIFICALLY AUTO REPAIR AND SERVICE USES OF NO MORE THAN SIX BAYS. PARCEL 41 OF JULINGTON CREEK PLANTATION DRI IS A COMMERCIAL PARCEL. THE CURRENT JULINGTON CREEK PLANTATION PUD ONLY PERMITS COMMERCIAL GENERAL USES. THIS MAJOR MODIFICATION WOULD BE PARCEL SPECIFIC AND ONLY PERMIT COMMERCIAL INTENSIVE USES ON THIS PARCEL. A COMMUNITY MEETING WAS HELD AND THE PROJECT APPEARS TO HAVE BEEN WELL RECEIVED BY THE NEIGHBORS. THE APPLICANT HAS IMPLEMENTED SUGGESTIONS OF THE NEIGHBORHOOD INTO THEIR PLANS FOR THE PROPOSED SUN TIRE PROJECT. THE PLANNING AND ZONING AGENCY VOTED 7-0 FOR APPROVAL AT THEIR NOVEMBER 18TH PUBLIC HEARING

Proof of publication of the notice of public hearing regarding MAJMOD 2010-5, Julington Creek Plantation Parcel 41, was received, having been published in *The St. Augustine Record* on November 22, 2010.

Jason Cleghorn gave an overhead presentation, *Exhibit A*, turning in one email in opposition, *Exhibit B*. He explained that it was part of the Julington Park PUD and gave specifics of the request. He reviewed the proposed Master Development Plan (MDP). He stated that it met the requirements of the Comp Code and provided six findings of fact for approval. Stevenson disclosed ex parte communication with one of the applicant, and asked it to be copied to all the Commissioners. She said she was contacted by a number of people in the community who were very concerned about traffic between the schools. She mentioned that she had asked staff to provide information on wetland protected areas. She said that she received emails from the applicant about opposing. Quinn disclosed ex parte communication receiving many emails for and against, a phone call from the applicant Aaron Wood on Friday, December 3rd and walking the site from Race Trac all the way to the back of the property. Sanchez disclosed ex parte communication with receiving emails in favor of and opposed to. Bryan disclosed ex parte communication with Aaron Wood and received a number of emails. Morris disclosed ex parte communication with Bryan Pincket, who was against the project, and he told him that he would be walking the property. McCormack mentioned, after the staff introduction and the disclosure of ex parte, that the applicant would come up and describe the project, if he wished to, then there would be public comment and the applicant could come back and do rebuttal.

(3:48 p.m.) Aaron Wood, 5807 Stuart Lane, Jacksonville, representing Sun Tire, spoke on sending an email to each of the Commissioners, explaining who they were and what they did. He said that he called each commissioner personally. Bryan asked how many people they would be employing. Wood replied from six to nine employees depending on volume. Bryan asked what type of auto repair they would be doing. Wood responded primarily an undercar repair, no heavy duty kind of work. Bryan asked about the storage of new and old tires. Wood answered that the new tires would be inside the facility and old tires would be kept in closed bins. Bryan asked how often the tires would be picked up, and Wood replied once a week. Quinn asked if they had to obtain a CI designation. Cleghorn replied yes. Stevenson asked about color renderings and Cleghorn answered he had them and reviewed them. Stevenson spoke on intensive commercial in large areas. Cleghorn spoke on commercial intensive. McCormack mentioned that the Board had a Special meeting set at 4:00 p.m. He said if it was going to take a while to finish the item, then they needed to briefly recess the meeting, open the Special meeting and recess it, come back and finish that meeting and then reopen the Special meeting and conduct the executive session. Stevenson said that she just wanted to be sure that the concerns were being reviewed. Cleghorn answered Stevenson's concerns stating that the five red areas were the only commercial parcels in the entire DRI. He stated that there were only three very small out parcels in the entire DRI that could be developed with commercial. Bryan stated that they would recess for the Special meeting and then reconvene when they were finished. McCormack said that they could briefly recess the Regular meeting, briefly open the Special meeting, and then recess that, reconvene the Regular meeting and finish the item they were on, and then go back into the Special meeting.

(4:05 p.m.) The Regular Meeting was reopened.

(4:05 p.m.) Stevenson asked if the colors were directed by the Architectural Review Committee. Wood spoke on designing the building and replied that the ARC reviewed the colors. Stevenson asked about the duct work, compressors, dumpsters, and storage being screened, and Cleghorn replied that they would be. Stevenson asked about the

traffic impact and Cleghorn responded. Morris voiced concern about it setting a precedent. Wood said instead of going for commercial intensive, they actually were adding one land use, to allow automotive service and repair. Morris said that he didn't realize until that meeting, that it was just one more piece of property, if they were setting some type of precedent, and that they would have the right to turn it down depending on what it was. Suzanne Kochan responded that each of the modifications to the Planned Unit Development was reviewed on its own merit and was some of the unique characteristic of the property. The statistic proposal that was being requested as Mr. Wood clarified, that this amendment would allow for only one intensive commercial USC tire service store. Any of the other properties within the PUD that may come forward requesting a modification would be reviewed on its own merits. She stated that she didn't see that application as setting a precedent for any of those projects. Stevenson stated that they were not even next door neighbors so it would be harder to make that argument.

(4:17 p.m.) Motion by Stevenson, seconded by Sanchez, carried 5/0, to enact Ordinance No. 2010-50, known as MAJMOD 2010-5, Julington Creek Plantation Parcel 41, adopting findings of fact one through six, to support the motion.

ORDINANCE NO. 2010-50

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, APPROVING A MAJOR MODIFICATION TO THE RIVERTOWN PLANNED UNIT DEVELOPMENT, ORDINANCE NUMBER 2005-100, AS AMENDED, MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE

(4:17 p.m.) Bryan recessed the Regular Meeting and reopened the Special meeting. (*See separate minutes for December 7, 2010 Special Meeting.*)

(4:58 p.m.) The Board recessed and the evening session and reconvened the Regular meeting at 5:05 p.m.

(12/07/10 - 27 - 5:07 p.m.)

11. PUBLIC HEARING - CONSIDERATION OF PAIN MANAGEMENT CLINIC ORDINANCE. AN ORDINANCE OF ST. JOHNS COUNTY TO BE CITED AS THE "PAIN MANAGEMENT CLINIC ORDINANCE"; PROVIDING FOR LEGISLATIVE FINDINGS AND AUTHORITY; PROVIDING FOR PURPOSE AND INTENT; PROVIDING FOR DEFINITIONS; REQUIRING LICENSURE OF CERTAIN PAIN MANAGEMENT CLINICS BY MARCH 15, 2011; CREATING A LICENSE APPLICATION PROCESS; ESTABLISHING AN APPLICATION AND LICENSE FEE; PROVIDING FOR GROUNDS TO DENY OR REVOKE A LICENSE; PROVIDING FOR REVIEW OF DENIAL OR REVOCATION; PROVIDING FOR LICENSE COMPLIANCE REQUIREMENTS; PROVIDING FOR LICENSE RENEWALS; PROVIDING FOR VIOLATIONS AND INSPECTIONS; PROVIDING FOR SERVICE OF NOTICE; PROVIDING FOR ENFORCEMENT AND PENALTIES; PROVIDING FOR ALLOCATION OF FEES AND FINES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

Proof of publication of the notice of public hearing regarding the consideration of a Pain Management Clinic Ordinance was received, having been published in *The St. Augustine Record* on November 23, 2010.

McCormack stated that Col. Art May was present. He said they had made some edits to the Ordinance and reviewed the changes.

(5:11 p.m.) Col. Art May, Sheriff's Office, spoke regarding the recommendation of the Sheriff's Office. May said there had been a proliferation of pain clinics along the I-95 corridor. He said they created a bad blight on the area wherever they opened up. He stated that many transients were attracted to the area, which often brought crime to the area. He said many of the clinics were not on the up and up, and they wanted to avoid illegal clinics in our area.

(5:13 p.m.) Stevenson said she appreciated the effort they had made to watch out for St. Johns County. Mays said the State Legislature was trying to address the issue as well.

(5:14 p.m.) McCormack stated that in South and Central Florida some of the non-legitimate operators had indicated a propensity to change their form to try to side step the regulation. He said it would be a good proactive step to take to combat that.

(5:15 p.m.) Quinn said he was glad to see the proposed Ordinance. He said he had seen in the newspaper where St. Johns County was one of the targeted counties for pain clinics. He asked if there had been any success stories. McCormack said there had been and they had looked around at some successful ordinances. He said that was done with Polk County's ordinance which provided some success. Mays said that Polk County had success with their ordinance and caused the clinics to move on to other counties.

(5:28 p.m.) Motion by Quinn, seconded by Stevenson, carried 5/0, to enact Ordinance No. 2010-51, approving and adopting the Pain Management Clinic Ordinance with the changes indicated and described herein as amended.

ORDINANCE NO. 2010-51

AN ORDINANCE OF ST. JOHNS COUNTY TO BE CITED AS THE "PAIN MANAGEMENT CLINIC ORDINANCE"; PROVIDING FOR LEGISLATIVE FINDINGS AND AUTHORITY; PROVIDING FOR PURPOSE AND INTENT; PROVIDING FOR DEFINITIONS; REQUIRING LICENSURE OF CERTAIN PAIN MANAGEMENT CLINICS BY MARCH 15, 2011; CREATING A LICENSE APPLICATION PROCESS; ESTABLISHING AN APPLICATION AND LICENSE FEE; PROVIDING FOR GROUNDS TO DENY OR REVOKE A LICENSE; PROVIDING FOR REVIEW OF DENIAL OR REVOCATION; PROVIDING FOR LICENSE COMPLIANCE FOR THE REQUIREMENTS; PROVIDING FOR LICENSE RENEWALS; PROVIDING FOR VIOLATIONS AND INSPECTIONS; PROVIDING FOR SERVICE OF NOTICE; PROVIDING FOR ENFORCEMENT AND PENALTIES; PROVIDING FOR ALLOCATION OF FEES AND FINES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

(12/07/10 - 28 - 5:29 p.m.)

12. PUBLIC HEARING - DANGEROUS DOG ORDINANCE. DANGEROUS DOGS AND CATS ARE A SERIOUS THREAT TO THE SAFETY AND WELFARE OF THE PEOPLE OF ST. JOHNS COUNTY. THE FLORIDA LEGISLATURE FINDS THAT DANGEROUS DOGS ARE AN INCREASINGLY SERIOUS AND

WIDESPREAD THREAT TO THE SAFETY AND WELFARE OF THE PEOPLE OF THIS STATE BECAUSE OF UNPROVOKED ATTACKS WHICH CAUSE INJURY TO PERSONS AND DOMESTIC ANIMALS; THAT SUCH ATTACKS ARE IN PART ATTRIBUTABLE TO THE FAILURE OF OWNERS TO CONFINE AND PROPERLY TRAIN AND CONTROL THEIR DOGS; THAT EXISTING LAWS INADEQUATELY ADDRESS THIS GROWING PROBLEM; AND THAT IT IS APPROPRIATE AND NECESSARY TO IMPOSE UNIFORM REQUIREMENTS FOR THE OWNERS OF DANGEROUS DOGS. CHAPTER 767, FLORIDA STATUTES, REQUIRES AND AUTHORIZES LOCAL GOVERNMENTS TO IMPLEMENT PROCEDURES TO INVESTIGATE, MAKE DETERMINATIONS, AND MAKE DISPOSITIONS OF DANGEROUS DOG COMPLAINTS. THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, DESIRES TO ENACT AN ORDINANCE, FOLLOWING ADMINISTRATIVE POLICIES AND PROCEDURES FOR THE INVESTIGATION, DETERMINATION, AND DISPOSITION OF DANGEROUS DOG AND DANGEROUS CAT COMPLAINTS WITHIN THE UNINCORPORATED AREAS OF ST. JOHNS COUNTY, FLORIDA

Proof of publication of the notice of public hearing regarding the Dangerous Dog Ordinance was received, having been published in *The St. Augustine Record* on November 23, 2010.

Erica Moore, Assistant County Attorney, gave the presentation. She said they had been ordered by the Judge to negotiate a settlement with Silas the dog's owner. She reviewed the changes (Exhibit A).

(5:35 p.m.) Stevenson said pets were serious matters to some people. She said she would appreciate it if they could co-op with someone to do a video about the dangerous dog and cat ordinance so that the community could be educated. Discussion ensued related to particular situations. Moore said the facts of the case would determine the case. She said that "serious injury" was defined and would be the determining factor.

(5:40 p.m.) Quinn asked in Section 4.3E, if the sentence needed to be tightened a bit. He asked what "general public" meant. Moore said Quinn had discussed this with her previously and she had made the change in an earlier version and would place that with the amended language.

(5:42 p.m.) McCormack said that commissioners were allowed to be briefed individually, and that commissioners themselves were not communicating with each other. He said it was common for the Attorney's office to get input from commissioners.

(5:43 p.m.) Studivant and May said they were both satisfied with the revisions.

(5:43 p.m.) Motion by Quinn, seconded by Sanchez, to enact Ordinance No. 2010-52, repealing the existing Ordinance Number 97-11, adopting the following administrative policies and procedures for the investigation, determination, hearings, registration, quarantine and disposition of Dangerous Dog and Dangerous Cat complaints within the unincorporated areas of St. Johns County, providing for penalties, providing an effective date.

McCormack asked the maker of the motion to include the changes by Ms. Moore had reviewed. The maker and the second agreed to include the changes. **The motion carried 5/0.**

ORDINANCE NO. 2010-52

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, FLORIDA REPLACING THE EXISTING ORDINANCE NUMBER 97-11, ADOPTING THE FOLLOWING DEFINITIONS; INVESTIGATION, REPORTING AND EVALUATION REQUIREMENTS; INVESTIGATION AND DETERMINATION PROCEDURES; HEARING PROCEDURES; REGISTRATION PROCEDURES; EXEMPTIONS; PROVIDING FOR AN ATTACK OR BITE OF DOG OR CAT NOT PREVIOUSLY CLASSIFIED DANGEROUS; PROVIDING FOR AN ATTACK OR BITE BY CLASSIFIED DANGEROUS DOG OR DANGEROUS CAT; PROVIDING FOR QUARANTINES; PROVIDING PENALTIES; PROVIDING FOR REPEAL, SEVERABILITY AND EFFECTIVE DATE; PROVIDING FOR ANY RELATED MATTERS WITHIN THE UNINCORPORATED AREAS OF ST. JOHNS COUNTY

(12/07/10 - 30 - 5:45 p.m.)

12A. McCormack said it was a request for the Board to consider a couple of litigation items.

Michael Hunt asked them to consider a settlement and release in a matter concerning Sims Trucking. It was a contract dispute for items delivered to the County Council on Aging Bus depot. Sims Trucking claimed that \$9,000 was owed. It was negotiated to \$7,500, which would prevent the commencement of litigation and relieve the County of any further monetary obligations. He asked for Board approval.

(5:47 p.m.) Motion by Sanchez, seconded by Stevenson, carried 5/0, to approve the settlement and release for Sims Trucking.

(5:48 p.m.) McCormack said the second item related to the Hyde Park PUD/PRD application, which was already in litigation. He reported that the Board had approved a development in the southern part of the county in the Pellicer Creek area. He said area property owners sued the county subsequent to that decision. He noted that the developer intervened, litigation proceeded, and the County prevailed in the matter. The case was dismissed with prejudice by the plaintiffs. He said they had negotiated an agreed settlement and dismissal of action, cost, and fees. He read the following: "Plaintiffs agree to dismiss the above styled action with prejudice. Plaintiff's successors, in the signs, agree not to directly or indirectly challenge, impede, interfere, contest, or delay or otherwise disrupt the review approval, design review, or development in connection with any permitting, development order, construction, or other improvement activity related to the Hyde Park PUD or the Hyde Park PRD owned by intervener. Plaintiff's defendant and intervener agree to pay their own costs, attorney's fees in connection with this action, and should it become necessary for the defendant as the County of intervener are forced to agreed settlement, the Plaintiff shall be responsible for said County's and intervener's fees and other damages for the enforcement of this proposed agreed settlement and dismissal of action cost and fees." He asked for a motion to approve the agreed settlement and dismissal of action cost and fees and authorize the Chair of the County Commission to sign such an agreement on behalf of the County.

(5:49 p.m.) Motion by Sanchez, seconded by Bryan, carried 5/0, to approve the proposed settlement.

(12/07/10 - 31 - 5:51 p.m.)

12B. Status of the Rip Tide Property

Wanchick gave a report of the proposal. He said it had been decided that all the land in the area should be treated in the same way. The City said it was a deal breaker with them. He said that as far as Administration was concerned there would be no further action.

(5:51 p.m.) Bryan said he had been at that meeting. He said they did their best to assist the City and they were no longer considering the Rip Tide property.

(12/07/10 - 31 - 5:53 p.m.)

13. PUBLIC HEARING - FINAL ADOPTION LAND DEVELOPMENT CODE AMENDMENTS FOR ARTICLE III, V, VI, AND VII. THIS IS FINAL PUBLIC HEARING TO CONSIDER MODIFICATIONS TO THE LAND DEVELOPMENT CODE. A DESCRIPTION OF THE MODIFICATIONS, A COPY OF THE AFFECTED PAGES IN UNDERLINE/OVERSTRIKE FORMAT AND THE PROPOSED ORDINANCE IS ATTACHED. A FULL COPY OF THE AFFECTED ARTICLES IS AVAILABLE FOR VIEWING AT MINUTES AND RECORDS, AND GROWTH MANAGEMENT. A STAKEHOLDER MEETING WAS CONDUCTED NOVEMBER 3, 2010. THE PARTICIPANTS SUGGESTED REVISIONS TO SECTION 10, MINIMUM RIGHTS OF WAY FOR CUL-DE-SACS TO ADDRESS DESIGN ALTERNATIVES. OTHER SUGGESTIONS INCLUDED CLARIFYING THE PERMIT PROCEDURE FOR TEMPORARY USES IN THE OVERLAY DISTRICTS. THE PLANNING & ZONING AGENCY WILL CONSIDER THE PROPOSED CHANGES NOVEMBER 18, 2010

Proof of publication of the notice of public hearing regarding Final Adoption Land Development Code Amendments for Article III, V, VI and VII was received, having been published in *The St. Augustine Record* on October 23 and November 29, 2010.

Lindsay Haga, AICP, Development Review Director, reviewed the proposed modifications, which included the following:

- A. The Design Overlay District of Article III Special Districts is modified to reduce permitting by providing temporary business opportunities with the Vilano Beach Town Center, temporary business signage, replacement opportunities without Overlay Board approval, and Clarifications regarding window signage, building paint colors and murals. The changes cross reference Article 7, Scenic Highway Signage.
- B. Section 5.03.05.C, Planned Development Options modifies the *Changes in Approved Planned Unit Developments* section to categorize Special Use requests for a single parcel or Lot as a Minor Modification. The modification will mirror the Special Use hearing process, which was heard by the Planning and Zoning agency.
- C. Section 6.02.06.A, Sidewalks was modified to clarify existing requirements for when sidewalks were required, as well as, the construction standard for accessibility compliance.
- D. Section 6.04.07.E.2, Roadway Design - Cul-de-sac was modified to increase the right of way minimum from 50 feet to 62 feet for curb/gutter design and from 55 feet to 62 feet for swale design. The purpose of the change was to

accommodate larger vehicles, utilities, and sidewalks. The Pavement width requirement was increased June 1, 2010.

- E. Table 6.09, Base Course was modified to increase the thickness for Major Collector Roads 8 to 10 inches, meeting the Standards and Details for new road construction.
- F. Article 7, Section 7.07.01 Scenic Highway Signs and Antennas was modified to cross reference the design guidelines of Article III, Special District as the governing provision regarding signage, specifically addressing Advertising Display Area, width and height. Signage elements along the William Bartram Scenic Highway and International Golf Parkway remain unchanged.

Vivian Browning, 115 Vilano Rd., Vilano Beach, Chair of the Vilano Main Street, said the clarifications would help them in Vilano Beach.

(5:55 p.m.) **Motion by Sanchez, seconded by Quinn, carried 5/0, to enact Ordinance No. 2010-53 amending Articles III, V, VI, and VII, including revisions as recommended by the Planning and Zoning Agency.**

ORDINANCE NO. 2010-53

AN ORDINANCE OF ST. JOHNS COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, AMENDING AND SUPPLEMENTING, ADDING AND REPEALING PARTS OF ARTICLE III - SPECIAL DISTRICTS; ARTICLE V - DEVELOPMENT OPTIONS; ARTICLE VI - DESIGN STANDARDS AND IMPROVEMENTS REQUIREMENTS; AND ARTICLE VII - SIGNS; OF THE ST. JOHNS COUNTY LAND DEVELOPMENT CODE AS PREVIOUSLY AMENDED; THIS ORDINANCE MAKES CHANGES INCLUDING AND RELATING TO: AMENDING ARTICLE III SPECIAL DISTRICTS SPECIFICALLY PART 3.06.00 PONTE VEDRA/PALM VALLEY COASTAL CORRIDOR OVERLAY DISTRICT; PART 3.07.00 SOUTH ANASTASIA ISLAND COASTAL CORRIDOR OVERLAY DISTRICT; PART 3.08.00 MID-ANASTASIA ISLAND COASTAL CORRIDOR OVERLAY DISTRICT; PART 3.09.00 NORTH COASTAL CORRIDOR OVERLAY DISTRICT; AND PART 3.10.00 NORTH COASTAL CORRIDOR OVERLAY DISTRICT; VILANO BEACH TOWN CENTER OVERLAY; AMENDING ARTICLE V DEVELOPMENT OPTIONS SPECIFICALLY PART 5.03.00 PLANNED UNIT DEVELOPMENT (PUD) DISTRICTS; AMENDING ARTICLE VI DESIGN STANDARDS AND IMPROVEMENT REQUIREMENTS SPECIFICALLY PART 6.02.00 SUBDIVISION DESIGN STANDARDS AND GUIDELINES AND PART 6.04.00 ROADWAYS, DRAINAGE & UTILITIES STANDARDS; AND AMENDING ARTICLE VII SIGNS AND PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE

(12/07/10 - 33 - 5:56 p.m.)
COMMISSIONERS' REPORTS

(5:56 p.m.) Commissioner Sanchez:

Sanchez mentioned the report on the Wildflower Clinic and said that 797 patients were seen there. He said they would receive contributions and all the work done there was by volunteers.

Sanchez commented on the Consent Agenda, and asked for consensus that Administration eliminate the printed version for Commissioners. He said that discs would be available and it would also be on the County web site. He said it would cut down staff time and money. He said it would apply only to the Consent Agenda. Quinn said he would support that. (6:00 p.m.) *There was Board consensus to do so.* Stevenson suggested that the detailed legal descriptions could also be eliminated. Wanchick said they would check it out.

(6:02 p.m.) Sanchez continued. He said at the last meeting Randy Covington had presented some misinformation and had asked for Sanchez's resignation. He said that Covington had called and apologized.

(6:03 p.m.) Commissioner Quinn:

Quinn said they had accomplished a lot of good work that day.

(6:03 p.m.) Commissioner Stevenson:

Stevenson said Jacksonville just passed their internet café ordinance. She said she would like to consider an ordinance on that issue, as she did not want to see it creeping south into St. Johns County. Bryan said he would like to know if we had any cafes in our area. McCormack said we did. Quinn said it was a concern for him as well. He said McCormack was working on it. She said they could declare an ordinance pending until an ordinance was passed. She asked for Board consensus for a pending ordinance. McCormack commented that while an ordinance was pending, no new development would be allowed until the pending ordinance was completed. He said it could not last a long time, but it was possible. He said he would investigate it with Suzanne Konchan. He said he would bring it back to the December 21 meeting. (6:07 p.m.) *There was consensus of the Board to do so.*

(6:07 p.m.) Commissioner Morris:

None.

(6:07 p.m.) Commissioner Bryan:

Bryan wished Sanchez a happy birthday. He said Hastings was having a Christmas parade on Saturday and encouraged everyone to support them. He said he had attended the St. Augustine Beach Commission last night, and there was a lot of criticism of the County. He stated that a lot of people did not recognize or appreciate the services that the County provided. He said it was for the safety and welfare of the people of the community. He suggested that for future consideration, after the holidays, they should consider some joint meeting with the various municipality boards in order to work together more effectively. He said an on-going dialogue would help them to work together.

(12/07/10 - 34 - 6:10 p.m.)
COUNTY ADMINISTRATOR'S REPORT

Wanchick said the City had a request to waive fees at the pier for their Annual Chili Cook-off on January 31st. He asked for Board consensus. (6:11 p.m.) *The Board granted consensus.* He said the Chair had received a letter from Flagler College requesting a letter from the Commission in support of a grant application. He said they were about to be awarded \$350,000 for the rehabilitation of the solarium in the Ponce de Leon Hotel, which was on the National Register of Historic Places. He said they had an opportunity to get matching funds and maybe close the gap on that project. He said they simply wanted a letter of support from the Commission, and with the Commission's concurrence, they would draft something for the Chair for signature. (6:11 p.m.) *There was Board consensus to do so.* He reported that next Tuesday, December 14th at 9:00 a.m., there would be a meeting to discuss Economic Development. He explained the format of that meeting.

(12/07/10 - 34 - 6:12 p.m.)
COUNTY ATTORNEY'S REPORT

McCormack noted that even on a long day, the public's business was served best when there was civility. He said the Chair had asked him to develop a program for guest clergy to add civility to the public's business. He mentioned the internet café item and the pending ordinance should be deemed to be one similar to the Jacksonville model and that would be used as a starting place.

He thanked everyone for the long day they had put in.

With there being no further business to come before the Board, the meeting adjourned at 6:16 p.m.

REPORTS:

1. St. Johns County Board of County Commissioners Check Register, Check Nos. 463312 through 463581, totaling \$921,949.84 (11/16/10)
2. St. Johns County Board of County Commissioners Voucher Register, Voucher No. 4118 through 4178, totaling \$1,520,400.58 (11/16/10)
3. St. Johns County Board of County Commissioners Check Register, Check Nos. 463582 through 463613, totaling \$65,396.63 (11/18/10)
4. St. Johns County Board of County Commissioners Check Register, Check Nos. 463614 through 463925, totaling \$1,678,846.62 (11/22/10)
5. St. Johns County Board of County Commissioners Voucher Register, Voucher No. 4179 through 4291, totaling \$503,535.15 (11/22/10)
6. St. Johns County Board of County Commissioners Check Register, Check No. 463926, totaling \$1.00 (11/22/10)
7. St. Johns County Board of County Commissioners Check Register, Check No. 463927, totaling \$8.75 (11/23/10)

CORRESPONDENCE:

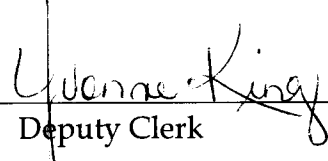
1. Letter to Ms. Inez Williams, Department of State, Division of Elections submitting the original Oaths of Office for St. Johns County Commissioners Ron Sanchez and John H. Morris with a check in the amount of \$20.00 to cover the commission fees. Also enclosed are original manual signatures, under oath of J. Ken Bryan as Chairman and Ray A. Quinn as Vice Chairman of the Board of County Commissioners of St. Johns County, Florida

Approved January 18, 2011

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: 
Ken Bryan, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By: 
Deputy Clerk

