

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
DECEMBER 7, 2010
(4:00 P.M.)**

Proceedings of a special 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.

Proof of publication of the notice of a special meeting for the purpose of conducting a Special Public Meeting and Private Meeting of the Board of County Commissioners of St. Johns County, Florida was received, having been published in *The St. Augustine Record* on November 29, 2010.

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
 Lenora Newsome and Terry Bulla, Deputy Clerk

(12/07/10 - 1 - 4:05 p.m.)
CALL TO ORDER

Bryan called the Special Meeting to order and recessed the Special Meeting in order to open the Regular Meeting.

(12/07/10 - 1 - 4:19 p.m.)
ROLL CALL

Bryan mentioned all the people attending. McCormack said the meeting could take up to an hour.

(12/07/10 - 1 - 4:19 p.m.)
THE COUNTY ATTORNEY ANNOUNCED THE CLOSED SESSION WOULD COMMENCE AT 4:00 P.M. AND ANNOUNCED THE NAMES OF THE PERSONS IN ATTENDANCE

McCormack informed the Board that he needed advice. Bryan commenced the meeting at 4:20 p.m.

(4:20 p.m.) The Board moved to the conference room.

(4:45 p.m.) Lenora Newsome left the meeting and Terry Bulla entered the meeting.

(12/07/10 - 1 - 4:51 p.m.)
AT CONCLUSION OF THE SESSION THE CHAIR WILL RECONVENE THE SPECIAL MEETING AND ANNOUNCE TERMINATION OF THE CLOSED SESSION

Bryan announced the close of the attorney client special meeting.

(4:53 p.m.) McCormack read the proposal and the settlement agreement between Wireless Towers and St. Johns County, which would include the provisions that "Wireless Tower would agree to modify its application to effectually change the height and the style of the tower proposed as follows: the tower shall be constructed as a stealth, camouflaged, unipole with no cross. The maximum height of the tower shall not exceed 145 feet. The applicant would agree to modify the application to mitigate the proposed impact of the tower by providing landscaping, trees and foliage as normally would be required around the perimeter of a communications tower and shall be planted along SR 13 frontage of the parent tract instead of surrounding the base of the tower compound. The relocation would also serve to provide additional landscaping within the scenic edge and William Bartram Scenic Highway buffer. The applicant/plaintiff shall reasonably consult with the County as to the final landscaping plan by modifying the site plan to show the relocation of the landscaping proposed around the tower compound, within the first thirty feet measured from the property line along SR 13, to ensure appropriate visual buffer surrounding the base of the proposed tower, the undisturbed natural vegetative buffer that currently exists around the base of the proposed tower and outside the tower compound, as shown on the general site plan, will remain undisturbed in the area leased by the plaintiff. Wireless Towers, the applicant, agrees that for a period of six months, it shall reserve space on the proposed tower, at a height of 110 feet or lower, which would allow for co-location by Jacksonville Electrical Authority, on commercially reasonable terms. The application, as revised through this agreement, shall be deemed approved effective as the date of the agreement as approved by the court. The parties agree that upon issuance of all land use approvals by the County for the communications tower, any later modifications to the tower or the communications tower site plan shall be governed by applicable Federal, State, and local provisions." He noted that there were other litigation related coordination items, but those outline the substance of the proposed agreement that they would recommend for the Board to consider.

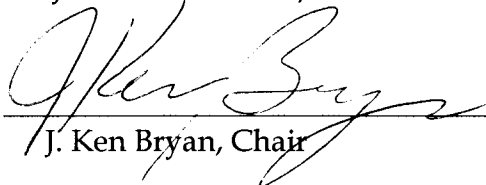
(4:57 p.m.) **Motion by Sanchez, seconded by Stevenson, carried 5/0, to approve the proposal as outlined by Counsel.**

McCormack said that concluded the special meeting.

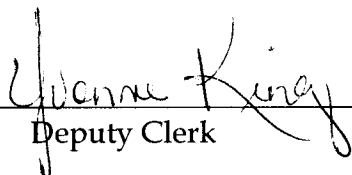
With there being no further business to come before the Board, the meeting adjourned at 4:58 p.m.

Approved _____ January 18 _____, 2011

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By:  _____
J. Ken Bryan, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By:  _____
Deputy Clerk

