

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
SEPTEMBER 18, 2012
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: J. Ken Bryan, District 5, Chair
Jay Morris, District 4, Vice Chair
Cyndi Stevenson, District 1
Ron Sanchez, District 2
Michael Wanchick, County Administrator
Darrell Locklear, Assistant County Administrator
Jerry Cameron, Assistant County Administrator
Patrick McCormack, County Attorney
James Whitehouse, Deputy County Attorney
Regina Ross, Assistant County Attorney
Natasha Lirette, Deputy Clerk

(09/18/12 - 1 - 9:00 a.m.)
CALL TO ORDER

Bryan called the meeting to order.

(09/18/12 - 1 - 9:00 a.m.)
ROLL CALL

The clerk called the roll and all members were present.

(09/18/12 - 1 - 9:00 a.m.)
INVOCATION

Rev. Ron Rawls, Pastor of St. Paul African Methodist Episcopal Church, gave the invocation.

(09/18/12 - 1 - 9:00 a.m.)
PLEDGE OF ALLEGIANCE

Commissioner Morris led the Pledge of Allegiance.

(09/18/12 - 1 - 9:00 a.m.)
REMARKS BY FIRE RESCUE CHIEF CARL SHANK ON THE FIREFIGHTERS FOR MDA BOOT DRIVE

Carl Shank, Fire Rescue Chief for St. Johns County, spoke about the MDA/St. Johns County fire fighters appreciation week proclamation, presented on August 21, 2012. He introduced Matt Hooker, Engineer. Hooker briefed the Board on the results from the August 24th-26th, 2012, MDA Boot Drive. Hooker stated that the 2012 goal was to break the \$225,000 barrier. He reported that the fire fighters exceeded that goal. He noted \$21,180.50 was collected for 2012. He stated volunteers increased by 400 percent. Hooker thanked the Board, Administration, and the citizens of St. Johns County for supporting the MDA Boot Drive. Shank read a letter of commendation for Hooker. Bryan thanked Shank and his staff for their service to the community.

(09/18/12 - 2 - 9:04 a.m.)
DELETIONS TO CONSENT AGENDA

Bryan requested to pull Consent Item 22 for discussion, and to add it to the Regular Agenda as Item 9a.

(9:05 a.m.) Wanchick thanked Steve Jordan for his help, on writing the contract for Consent Item 26.

(09/18/12 - 2 - 9:04 a.m.)
APPROVAL OF CONSENT AGENDA

Motion by Sanchez, seconded by Morris, carried 4/0, to approve the Consent Agenda, as submitted.

1. Approval of the Cash Requirement Report
2. Minutes:
None
3. Motion to adopt **Resolution No. 2012-247**, accepting one of two Easements for Utilities needed for sewer service to serve the commercial businesses on A1A South

RESOLUTION NO. 2012-247

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING ONE OF TWO EASEMENTS FOR UTILITIES NEEDED FOR SEWER SERVICE TO SERVE THE COMMERCIAL BUSINESSES ON A1A SOUTH

4. Motion to adopt **Resolution No. 2012-248**, approving the terms and authorizing the Chair, or designee, to execute a Second Interlocal Agreement between Sampson Creek CDD, and an Access and Maintenance Easement Agreement for the pond expansion area related to the CR 210/I-95 Roadway Improvement Project

RESOLUTION NO. 2012-248

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND AUTHORIZING THE CHAIR, OR DESIGNEE, TO EXECUTE A SECOND INTERLOCAL AGREEMENT BETWEEN ST. JOHNS COUNTY AND THE SAMPSON CREEK COMMUNITY DEVELOPMENT DISTRICT, AND AN ACCESS AND MAINTENANCE EASEMENT FOR THE POND EXPANSION AREA RELATED TO THE CR 210/I-95 ROADWAY IMPROVEMENT PROJECT

5. Motion to adopt **Resolution No. 2012-249**, approving the terms and authorizing the county administrator, or designee, to execute a certain Purchase Agreement for property located along CR 210 needed for the CR 210/I-95 Roadway Improvement Project

RESOLUTION NO. 2012-249

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 CERTAIN PURCHASE AGREEMENT FOR PROPERTY ALONG COUNTY ROAD 210, NEEDED FOR PHASE II OF THE CR 210/I-95 ROADWAY IMPROVEMENT PROJECT

6. Motion to adopt **Resolution No. 2012-250**, accepting an Easement for Utilities for water and sewer service to serve Fiddler's Hammock Subdivision, in Ponte Vedra

RESOLUTION NO. 2012-250

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER AND SEWER SERVICE TO SERVE FIDDLERS HAMMOCK SUBDIVISION, IN PONTE VEDRA

7. Motion to adopt **Resolution No. 2012-251**, accepting an Easement for Utilities for water and sewer service to serve Hallmark Condominium, One and Two, in Ponte Vedra

RESOLUTION NO. 2012-251

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER AND SEWER SERVICE, TO SERVE HALLMARK CONDOMINIUM, ONE AND TWO, IN PONTE VEDRA

8. Motion to adopt **Resolution No. 2012-252**, approving the terms and authorizing the county administrator, or designee, to execute a Purchase and Sale Agreement for property required for the College Park Drainage Basin Improvements

RESOLUTION NO. 2012-252

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 PROPERTY REQUIRED FOR THE COLLEGE PARK DRAINAGE BASIN IMPROVEMENTS

9. Motion to adopt **Resolution No. 2012-253**, authorizing the acquisition of real property by the Housing Finance Authority of St. Johns County in connection with the Neighborhood Stabilization Grant Program with closing contingent upon due diligence and fulfillment of NSP requirements and provisions

RESOLUTION NO. 2012-253

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE ACQUISITION OF REAL PROPERTY BY THE HOUSING FINANCE AUTHORITY OF ST. JOHNS COUNTY, LOCATED AT 218 WEST VIVIAN DRIVE IN HASTINGS, FOR REHABILITATION OR RENOVATION OF THE ACQUIRED PROPERTY, IN ACCORDANCE WITH THE NEIGHBORHOOD STABILIZATION PROGRAM GRANT FUNDING ("NSP") REQUIREMENTS

10. Motion to adopt **Resolution No. 2012-254**, approving the terms and conditions of a Purchase and Sale Agreement for the purchase of a strip of land along Old Moultrie Road, and authorizing the county administrator, or designee to execute the agreement on behalf of the County

RESOLUTION NO. 2012-254

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND CONDITIONS OF A PURCHASE AND SALE AGREEMENT FOR THE PURCHASE OF A STRIP OF LAND ALONG OLD MOULTRIE ROAD, AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY

11. Motion to adopt **Resolution No. 2012-255**, accepting an Easement for Utilities for water and sewer service to serve Plantation Oaks at Ponte Vedra, Unit 1 and 2

RESOLUTION NO. 2012-255

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER AND SEWER SERVICE TO SERVE PLANTATION OAKS AT PONTE VEDRA, UNIT 1 AND 2

12. Motion to adopt **Resolution No. 2012-256**, accepting three Grant of Drainage Easements required for the Ravenswood/Josiah Street Drainage Improvement Project

RESOLUTION NO. 2012-256

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING THREE GRANT OF DRAINAGE EASEMENTS REQUIRED FOR THE RAVENSWOOD/JOSIAH STREET DRAINAGE IMPROVEMENT PROJECT

13. Motion to adopt **Resolution No. 2012-257**, accepting an Easement for Utilities for water and sewer service to serve Thousand Oaks Boulevard, in Ponte Vedra

RESOLUTION NO. 2012-257

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER AND SEWER, TO SERVE THOUSAND OAKS BOULEVARD, IN PONTE VEDRA

14. Motion to adopt **Resolution No. 2012-258**, accepting an Easement for Utilities for water and sewer service to serve Turtleback Crossing, Unit 1 and 2, in Ponte Vedra

RESOLUTION NO. 2012-258

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER AND SEWER SERVICE TO SERVE TURTLEBACK CROSSING, UNIT ONE AND TWO, IN PONTE VEDRA

15. Motion to adopt **Resolution No. 2012-259**, accepting an Easement for Utilities for water and sewer service to serve Villages of Solano Subdivision, in Ponte Vedra

RESOLUTION NO. 2012-259

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER AND SEWER SERVICE TO SERVE VILLAGES OF SOLANO, IN PONTE VEDRA

16. Motion to adopt **Resolution No. 2012-260**, approving the terms and authorizing the county administrator, or designee, to execute the Second Amendment to Agreement, to sell and purchase real estate between St. Johns County and Lowe's Home Centers, Inc.

RESOLUTION NO. 2012-260

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 THE SECOND AMENDMENT TO AGREEMENT, TO SELL AND PURCHASE REAL ESTATE BETWEEN ST. JOHNS COUNTY, FLORIDA, AND LOWE'S HOME CENTERS, INC.

17. Motion to adopt **Resolution No. 2012-261**, authorizing the county administrator, or his designee, to award RFP 12-69, building rental for concession, bait and tackle store at the Vilano Boat Ramp and to negotiate with and, if negotiations are successful, to enter into a long term agreement with Bo's Bait Shack, the No 1 ranked firm. If an agreement cannot be reached with the No.1 ranked firm, authorization is requested to enter into negotiations with the No. 2 ranked firm and continue until an agreement is reached

RESOLUTION NO. 2012-261

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO AWARD RFP NO. 12-69, AND TO EXECUTE AN AGREEMENT FOR BUILDING RENTAL, FOR CONCESSION, BAIT AND TACKLE STORE

18. Motion to adopt **Resolution No. 2012-262**, implementing new and/or revised fees for services provided by St. Johns County departments for Fiscal Year 2013

RESOLUTION NO. 2012-262

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

19. Motion to adopt **Resolution No. 2012-263**, approving the terms, provisions, conditions, and requirements of an Agreement between the Board of County Commissioners of St. Johns County and the State of Florida Department of Health/St. Johns County Health Department in the amount of \$287,010 to provide environmental health services, communicable disease control services, and child primary care services for FY 2012-2013, beginning October 1, 2012, and authorizing the chair to execute the contract on behalf of the County

RESOLUTION NO. 2012-263

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF AN AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY AND THE STATE OF FLORIDA DEPARTMENT OF HEALTH FOR THE OPERATION OF THE ST. JOHNS COUNTY HEALTH DEPARTMENT, AND AUTHORIZING THE CHAIR OF THE BOARD TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY

20. Motion to adopt **Resolution No. 2012-264**, approving the St. Johns County Library Systems revised policies and procedures. The revised policies are: Code of Patron Conduct; Collection Development Policy; and Plan Emergency Disaster Guidelines; and Uniform Policy Concerning Overdue, Damaged and Lost Materials

RESOLUTION NO. 2012-264

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE LIBRARY SYSTEM'S REVISED LIBRARY POLICIES AND PROCEDURES, PROVIDING AN EFFECTIVE DATE

21. Motion to adopt **Resolution No. 2012-265**, accepting the terms of the Fifth Amendment to the Florida Association of Counties Trust, recognizing the discontinuation of any additional financial reporting beyond the required GASB/GAAP financial audit

RESOLUTION NO. 2012-265

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE FIFTH AMENDMENT TO THE FLORIDA ASSOCIATION OF COUNTIES TRUST, AND THIS RESOLUTION SHALL DOCUMENT THE WRITTEN CONSENT OF ST. JOHNS COUNTY, AS A MEMBER OF THE TRUST

(This item was pulled from the Consent Agenda.)

22. Motion to adopt a resolution approving the terms, provisions and conditions of a Contract Renewal, between the State of Florida Department of Transportation and St. Johns County for landscape maintenance along a portion of SR A1A North and a portion along SR 13, and authorizing the county administrator, or designee, to execute the contract renewal
23. Motion to adopt **Resolution No. 2012-266**, approving the execution of the Agreement between the City of Jacksonville and St. Johns County Board of County Commissioners for management and control of property, and equipment acquired with Federal Grant funds, amending the Fiscal Year 2012 Fire District Fund, to recognize and appropriate \$178,808.40 in equipment related to a FY 2008 Federal Urban Area Security Initiative Grant

RESOLUTION NO. 2012-266

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, EXECUTING THE AGREEMENT BETWEEN THE CITY OF JACKSONVILLE AND ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS FOR MANAGEMENT AND CONTROL OF PROPERTY, AND EQUIPMENT ACQUIRED WITH FEDERAL GRANT FUNDS; AND AMENDING THE FISCAL YEAR 2012 FIRE DISTRICT FUND TO RECOGNIZE THE RECEIPT OF EQUIPMENT RECEIVED THROUGH A FEDERALLY FUNDED 2008 FEDERAL URBAN AREA SECURITY INITIATIVE PROGRAM GRANT

24. Motion to adopt **Resolution No. 2012-267**, approving the execution of the Agreement between the City of Jacksonville and St. Johns County Board of County Commissioners for management and control of property, and equipment acquired with Federal Grant funds, amending the Fiscal Year 2012 Fire District Fund, to recognize and appropriate \$86,989 in equipment related to a FY 2009 Federal Urban Area Security Initiative Grant

RESOLUTION NO. 2012-267

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, EXECUTING THE AGREEMENT BETWEEN THE CITY OF JACKSONVILLE AND ST. JOHNS COUNTY BOARD

OF COUNTY COMMISSIONERS FOR MANAGEMENT AND CONTROL OF PROPERTY, AND EQUIPMENT ACQUIRED WITH FEDERAL GRANT FUNDS; AND AMENDING THE FISCAL YEAR 2012 FIRE DISTRICT FUND TO RECOGNIZE THE RECEIPT OF EQUIPMENT RECEIVED THROUGH A FEDERALLY FUNDED 2009 FEDERAL URBAN AREA SECURITY INITIATIVE PROGRAM GRANT

25. Motion to approve the write-off of 4,115 EMS accounts, totaling \$1,574,613.19; 572 Utility Services accounts, totaling \$71,545.75; and 176 Ponte Vedra Utility Services accounts, totaling \$30,079.34 from the appropriate accounts receivable effective for September 30, 2012, and where appropriate have been sent to collection agency and reported to a credit bureau
26. Motion to adopt **Resolution No. 2012-268**, approving the terms, provisions, conditions, and requirements of an Agreement between the Board of County Commissioners of St. Johns County and Florida Council of Industrial and Public Employees, United Brotherhood of Carpenters and Joiners of America, AFL-CIO, Local Union #2038 to establish a beneficial working and economic relationship between the parties beginning October 1, 2012, through September 30, 2015, and authorizing the county administrator and the chair, to execute the contract on behalf of the County

RESOLUTION NO. 2012-268

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONER OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF AN AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY AND FLORIDA COUNCIL OF INDUSTRIAL AND PUBLIC EMPLOYEES, UNITED BROTHERHOOD OF CARPENTERS AND JOINERS OF AMERICA, AFL-CIO, LOCAL UNION 2038 TO ESTABLISH A BENEFICIAL WORKING AND ECONOMIC RELATIONSHIP BETWEEN THE PARTIES BEGINNING OCTOBER 1, 2012, THROUGH SEPTEMBER 30, 2015, AND AUTHORIZING THE COUNTY ADMINISTRATOR, AND THE CHAIR, TO EXECUTE THE CONTRACT ON BEHALF OF THE COUNTY

27. Motion to adopt **Resolution No. 2012-269**, approving the terms, conditions, provisions, and requirements of St Johns County's State Aid to Libraries Grant Application and Grant Agreement, and authorizing the chairman of the Board of County Commissioners to execute the grant application and grant agreement on behalf of the County

RESOLUTION NO. 2012-269

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, AND REQUIREMENTS OF A STATE OF FLORIDA, STATE AID TO LIBRARIES GRANT APPLICATION AND GRANT AGREEMENT, AND AUTHORIZING THE

**CHAIRPERSON OF THE BOARD OF COUNTY
COMMISSIONERS TO EXECUTE THE AGREEMENT
ON BEHALF OF THE COUNTY**

28. Motion to adopt **Resolution No. 2012-270**, approving the deletion of 1,913 patron records at St. Johns County Library Services due to inactivity for four or more years, and the waiver of \$207,736 in uncollectable fines in accordance with applicable state law and local policy provisions

RESOLUTION NO. 2012-270

**A RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA,
APPROVING, IN ACCORDANCE WITH STATE LAW
AND LOCAL POLICY PROVISIONS, THE DELETION
OF 1,913 INACTIVE PATRON RECORDS, AND
WAIVING A TOTAL OF \$207,736 IN UNCOLLECTIBLE
FINES**

29. Motion to authorize the county administrator, or his designee, to remove County equipment (surplus) from the County's property records. Florida Statute 274 regulates the control of tangible personal property owned by local governments. The authority to declare this property as surplus is vested in the Board of County Commissioners

(09/18/12 - 9 - 9:06 a.m.)

PUBLIC COMMENT

There was no public comment.

(09/18/12 - 9 - 9:06 a.m.)

ADDITIONS/DELETIONS TO REGULAR AGENDA

Stevenson asked for an information report, under the administrator's comments, on the Roberts Road corridor study and the beach renourishment project.

(9:07 a.m.) Wanchick requested Consent Item 22, that was pulled from the Consent Agenda, be moved to the Regular Agenda as Item 1a.

(9:08 a.m.) **Motion by Stevenson, seconded by Sanchez, carried 4/0, to approve the Regular Agenda, as amended.**

(09/18/12 - 9 - 9:08 a.m.)

1. **PRESENTATION ON THE UPCOMING 26.2 WITH DONNA FINISH BREAST CANCER MARATHON**

Donna Deegan, Founder/Event Chairman of the Donna Foundation, gave a presentation, *Exhibit A*. She stated that the 26.2 with Donna marathon would start on ATP Tour Boulevard, in St. Johns County. She spoke about the course route, community outreach for anyone impacted on race day, and involving St. Johns County businesses. She stated that the 26.2 with Donna Bike would also start in St. Johns County for 2012. She thanked the Board for their support. Deegan explained that there would be events for all abilities and distances. She briefed the Board on the Donna Foundation, spoke about proceeds, and her goal. (9:13 a.m.) Stevenson thanked Deegan for representing the First Coast. (9:14 a.m.) Sanchez thanked Deegan for her dedication. (9:14 a.m.) Bryan thanked Deegan for extending the 26.2 with Donna to St. Johns County. He stated that he recently participated in a motorcycle ride promoting

awareness and raised funds for breast cancer. He also mentioned that St. Johns County was working on acquiring a pink fire truck. (9:15 a.m.) Morris also extended his appreciation to Deegan.

(09/18/12 - 10 - 9:17 a.m.)

1a. CONTRACT RENEWAL BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND ST. JOHNS COUNTY REGARDING LANDSCAPE MAINTENANCE ALONG A PORTION OF SR A1A NORTH AND A PORTION ALONG SR 13 *(This item was pulled from the Consent Agenda and added to the Regular Agenda.)*

Bryan stated he pulled the item from the Consent Agenda for discussion. He asked Wil Smith, Director of Recreation and Parks, the cost to St. Johns County. Smith explained that FDOT would contribute \$64,000 and Road and Bridge would offset the cost with additional \$34,000. Smith stated that the overall contract cost was \$120,000 to maintain the corridors stipulated in the contract. Bryan asked how often the lawn would be maintained. Smith answered that once a month was FDOT's standard maintenance for landscapes. He noted that the proposed contract renewal would involve mowing once a week. (9:19 a.m.) Bryan explained why he pulled the item for discussion and stated he would not be supporting the motion. (9:20 a.m.) Morris asked for the cost of maintaining the lawn once every two weeks. Smith stated maintaining the lawn once every two weeks would not meet FDOT's service standards. (9:21 a.m.) Stevenson asked if there were any other areas in St. Johns County that the County was investing in enhanced maintenance. (9:22 a.m.) Locklear answered yes. Stevenson commented on enhanced maintenance. (9:23 a.m.) Bryan asked if money from the Tree Bank Fund could be used instead of money from the General Fund. (9:25 a.m.) McCormack stated he would check the language in the Land Development Code. (9:25 a.m.) Bryan commented on areas not being held to the same maintenance standards. (9:26 a.m.) Smith commented on the wild flower planting area located at the 312 and A1A intersection. (9:26 a.m.) Discussion ensued on the wild flower planting area.

(9:28 a.m.) Motion by Morris, seconded by Sanchez, carried 4/0, to approve Agenda Item 1a with the stipulation to look at the use of money from the Tree Bank Fund.

(10:04 a.m.) Subsequently, Bryan stated there was an administrative correction needed for the motion. McCormack recommended the following motion to the Board.

(10:04 a.m.) Motion by Morris, seconded by Bryan, carried 4/0, to adopt Resolution No. 2012-271, approving the terms, provisions, and conditions of a contract renewal, between the State of Florida Department of Transportation and St. Johns County for landscape maintenance along a portion of SR A1A North and a portion along SR 13, and authorizing the county administrator, or designee, to execute the contract renewal on behalf of the County, with the stipulation that if there are any eligible funds from the Tree Bank Fund that the Tree Bank Funds be considered the primary funding source.

RESOLUTION NO. 2012-271

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, AND CONDITIONS OF A CONTRACT RENEWAL, BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND ST. JOHNS COUNTY, FLORIDA, TO PROVIDE FOR LANDSCAPE MAINTENANCE ALONG A PORTION OF SR A1A AND A PORTION ALONG SR 13 LOCATED WITHIN ST.

**JOHNS COUNTY; AND AUTHORIZING THE COUNTY
ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE
CONTRACT RENEWAL ON BEHALF OF THE COUNTY**

(09/18/12 - 11 - 9:30 a.m.)

2. UPDATE FROM THE CITY OF ST. AUGUSTINE ON THE 450TH COMMEMORATION

Glenn Hastings, Executive Director, Tourist Development Council, commented on the 26.2 with Donna. Hastings introduced Dana Ste. Clair, City of St. Augustine Development Director of the 450th commemoration.

(9:32 a.m.) Ste. Claire spoke on the 450th commemoration principle objectives. He introduced Nikole Alvarez. He also introduced Dr. Sam Turner, Director of Archaeology for the Lighthouse Archaeological Maritime Program.

(9:40 a.m.) Turner gave a presentation, *Exhibit A*. He reviewed the Lighthouse contributions to the 450th commemoration, the funding application; including funding changes and challenges. He also reviewed advertising, the Galveztown Project, new opportunities created from the Galveztown Project and 450th efforts, and an investment update.

(9:55 a.m.) Stevenson asked Turner if he was able to follow through with the wood curing project, from a couple of years ago, in St. Johns County. Turner answered no.

(9:56 a.m.) Hastings commented on the May 2013 Latin Jazz Festival. (9:57 a.m.) Bryan noted that there was a 2012, 2013, and 2014 schedule of events for the 450th commemoration. He also briefed the Board on the 450th commemoration updates from the September 17, 2012, TDC meeting. (10:02 a.m.) Hastings stated that on October 1, 2012, the Florida Department of State, City of St. Augustine, and Visit Florida would host a program on Viva Florida. He stated that Visit Florida would be addressing how local businesses could participate in commemoration events. (10:03 a.m.) Bryan explained why Hastings had been asked to update the Board on the 450th commemoration events and thanked him for the updates.

(09/18/12 - 11 - 10:06 a.m.)

District 1

3. PUBLIC HEARING - MAJMOD 2012-06 CUMBERLAND INDUSTRIAL PARK. THIS REQUEST IS TO MODIFY THE EXISTING CUMBERLAND INDUSTRIAL PARK PUD FOR THE ADDITION OF 300,000 SQUARE FEET OF DEVELOPMENT RIGHTS BRINGING THE TOTAL SQUARE FOOTAGE TO 700,000 SQUARE FEET. BASED ON THE INFORMATION AVAILABLE TO STAFF, THE PLANNING & ZONING SECTION FINDS THE REQUEST FOR A MAJOR MODIFICATION 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 AUGUST 16, 2012 MEETING BY A VOTE OF 7 TO 0

Proof of publication of the notice of hearing for MAJMOD 2012-06, Cumberland Industrial Park, was received, having been published in *The St. Augustine Record* on August 1, 2012.

Michael Blackford, Planning and Zoning Manager, gave a presentation, *Exhibit A*. He reviewed the site location and proposed site plan; then reviewed the project summary, aerial site map, and staff recommendations. Blackford stated the Planning and Zoning Agency recommended approval. He also stated no adjacent property owner notices or phone calls were received on the request. (10:09 a.m.) Stevenson asked if compatibility was considered. Blackford stated yes. (10:12 a.m.) Morris, Bryan, and Stevenson stated

they had visited the site.

(10:12 a.m.) George McClure, 81 King Street, spoke in favor of the request to modify the existing square footage, for the build out of this project.

Bryan asked for ex parte disclosures, other than visiting the site. There were none.

(10:15 a.m.) **Motion by Stevenson, seconded by Morris, carried 4/0, to enact Ordinance 2012-24, known as MAJMOD 2012-06, adopting findings of fact 1-6 to support the motion.**

ORDINANCE NO. 2012-24

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, APPROVING A MAJOR MODIFICATION TO THE CUMBERLAND INDUSTRIAL PARK PLANNED UNIT DEVELOPMENT, ORDINANCE NUMBER 94-23, AS AMENDED, MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE

(09/18/12 - 12 - 10:16 a.m.)

DISTRICT 3

4. PUBLIC HEARING - CPA (SS) 2012-02 AML EXTREME POWDER COATING. THIS IS A REQUEST TO AMEND THE FUTURE LAND USE MAP FROM RESIDENTIAL-B TO MIXED USE DISTRICT. THE APPLICANT STATES THAT HIS IMMEDIATE PLAN IS TO DEVELOP THE SITE FOR POWDER COATING, WELDING, AUTOMOBILE RESTORATION, AUTOMOBILE AND TIRE REPAIR. THE APPLICANT SUBMITTED A COMPANION REQUEST TO REZONE THE SUBJECT PROPERTY FROM OPEN RURAL (OR) TO COMMERCIAL WAREHOUSE (CW). THE SUBJECT PROPERTY IS LOCATED AT 200 SR 206. THIS SEGMENT OF SR 206 FROM US 1 WEST TO THE RAILROAD TRACKS IS COMPRISED OF A MIXTURE OF USES, INCLUDING A RV BOAT STORAGE AREA AND SCATTERED RESIDENTIAL UNITS. THE ADJACENT RESIDENTIAL USE WILL BE SCREENED AND BUFFERED IN ACCORDANCE WITH THE LAND DEVELOPMENT CODE. BASED UPON THE INFORMATION AVAILABLE TO STAFF, STAFF FINDS THE REQUEST SUBSTANTIALLY MEETS THE REQUIREMENTS OF THE COMPREHENSIVE PLAN AND LAND DEVELOPMENT CODE. THE PLANNING AND ZONING AGENCY UNANIMOUSLY RECOMMENDED APPROVAL AT THEIR AUGUST 16 MEETING

Proof of publication of the notice of hearing for CPA (SS) 2012-02, AML Extreme Powder Coating, was received, having been published in *The St. Augustine Record* on August 1, 2012.

Teresa Bishop, AICP, Director Long Range Planning, gave a presentation, *Exhibit A*, on Agenda Items four and five. She reviewed land use, proposed land use, zoning of the property, an aerial site map, and the project summary. She stated that the staff and PZA recommended approval. She also stated a letter was received from the adjacent resident to the east. She stated the letter addressed concerns of paint spray, welding flash noise, and people bothering the resident's pets. Bishop stated the resident requested a fence and that there was a minimum wall requirement for this request. (10:21 a.m.) Bryan asked the height requirement of the wall. Bishop stated six feet.

(10:21 a.m.) Bryan disclosed that he had visited the property.

(10:22 a.m.) James May, 116 Little Pond Way, spoke in opposition. He also addressed

concerns on the sandhill crane, *Exhibit B*.

(10:26 a.m.) Bryan spoke about the powder coating process and the facility.

(10:29 a.m.) Discussion ensued on buffering requirements and zoning of neighboring lots.

(10:33 a.m.) Anthony Lorenti, applicant, 7750 U.S. 1, spoke on relocating to the SR 206 property and gave an overview of the business. (10:37 a.m.) Bryan asked Lorenti to explain the process of containing powder coating fumes, and (10:37 a.m.) Stevenson asked Lorenti about discharge to the water supply, to which he responded.

(10:38 a.m.) Ronald Haslam, 117 Little Pond Way, spoke in opposition and addressed his concern on the compatibility of the residential neighborhood surrounding the property.

(10:41 a.m.) Discussion ensued on zoning.

(10:43 a.m.) Dan Plunkett, 121 Little Pond Way, spoke in opposition.

(10:50 a.m.) Bryan asked Jan Brewer, Environmental Division Director, to comment on the environmental impacts. Brewer explained that staff conducted a review of the impacts from the proposed business. She commented on the sandhill crane and noted that staff had no known bald eagle nest in the area. Stevenson questioned Brewer regarding wetlands in the area. Brewer stated that the area appeared to be uplands.

(10:52 a.m.) Bryan commented that the residents' concerns were valid and suggested that commissioners visit the sites. He pointed out that Ocean Grove handled many of the same elements that generated noise and pollution that the proposed business would and said the noise would be minimal.

(10:54 a.m.) Sanchez stated that the mobile home area would decrease property value more so than the proposed business. He also commented on the wildlife. Stevenson commented on the SR 206 road conditions.

(10:57 a.m.) Phong stated that the FDOT would review the impact of the proposed business on SR 206 when development plans were submitted. Morris commented that he would like to see business expand in St. Johns County. He voiced concern about placing an industrial business in a Residential-B or OR zoned area and stated he would not support the motion. Stevenson questioned whether staff considered the RMH zoning. Bishop explained that the issue had been considered and reviewed by staff. Bishop and Stevenson also spoke about the buffer requirements. Blackford explained details of the buffer requirements for the zoning of the proposed business.

(11:06 a.m.) Motion by Stevenson, seconded by Sanchez, carried 3/1, with Morris dissenting, to enact Ordinance No. 2012-25, approving CPA (SS) 2012-02, amending the Future Land Use Map from Residential-B to mixed use district, adopting findings of fact 1-3 to support the motion.

ORDINANCE NO. 2012-25

AN ORDINANCE OF THE COUNTY OF ST. JOHNS,
STATE OF FLORIDA, AMENDING THE 2025
COMPREHENSIVE PLAN, ORDINANCE NO. 2010-38, AS
AMENDED, TO CHANGE THE FUTURE LAND USE MAP
DESIGNATION FROM RESIDENTIAL-B TO MIXED USE
FOR THE PROPERTY LOCATED AT 200 SR 206,

IDENTIFIED BY PARCEL NO. 183350-0000, CONTAINING APPROXIMATELY 2.5 ACRES; PROVIDING FOR FINDINGS OF FACT; FINDINGS OF CONSISTENCY; SEVERABILITY; AND AN EFFECTIVE DATE

(09/18/12 - 14 - 10:16 a.m.)

District 3

5. PUBLIC HEARING - REZ 2012-04 AML POWDER COATING. THIS IS A REQUEST TO REZONE APPROXIMATELY 2.5 ACRES OF LAND FROM OPEN RURAL (OR) TO COMMERCIAL WAREHOUSE (CW). THE APPLICANT STATES THAT HIS IMMEDIATE PLAN IS TO DEVELOP THE SITE FOR POWDER COATING, WELDING, AUTOMOBILE RESTORATION, AUTOMOBILE AND TIRE REPAIR. THE APPLICANT SUBMITTED A COMPANION REQUEST TO AMEND THE FUTURE LAND USE MAP. THE SUBJECT PROPERTY IS LOCATED AT 200 SR 206. THIS SEGMENT OF SR 206 FROM US 1 WEST TO THE RAILROAD TRACKS IS COMPRISED OF A MIXTURE OF USES, INCLUDING A RV BOAT STORAGE AREA AND SCATTERED RESIDENTIAL UNITS. THE ADJACENT RESIDENTIAL USE WILL BE SCREENED AND BUFFERED IN ACCORDANCE WITH THE LAND DEVELOPMENT CODE. BASED UPON THE INFORMATION AVAILABLE TO STAFF, STAFF FINDS THE REQUEST SUBSTANTIALLY MEETS THE REQUIREMENTS OF THE COMPREHENSIVE PLAN AND LAND DEVELOPMENT CODE. THE PLANNING AND ZONING AGENCY UNANIMOUSLY RECOMMENDED APPROVAL AT THEIR AUGUST 16 MEETING

Proof of publication of the notice of hearing for REZ 2012-04, AML EXT Powder Coating, was received, having been published in *The St. Augustine Record* on August 1, 2012.

Discussion for Agenda Item five was held simultaneously with Agenda Item four.

(11:07 a.m.) **Motion by Stevenson, seconded by Sanchez, carried 3/1, with Morris dissenting, to enact Ordinance No. 2012-26, approving REZ 2012-04, adopting findings of fact 1-4 to support the motion.**

ORDINANCE NO. 2012-26

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

The meeting recessed at 11:07 a.m. and reconvened at 11:19 a.m.

(09/18/12 - 14 - 11:19 a.m.)

6. PUBLIC HEARING - CONSIDER APPROVAL OF THE FTA PUBLIC TRANSPORTATION ASSISTANCE 2012 SECTION 5307 URBANIZED AREA GRANT PROGRAM OF PROJECTS FOR ST. JOHNS COUNTY. EACH YEAR THE FEDERAL TRANSIT ADMINISTRATION APPORTIONS FUNDING FOR URBANIZED AREA PUBLIC TRANSPORTATION ASSISTANCE. OUR APPORTIONMENT FOR THIS YEAR IS \$649,755. ONCE THIS APPORTIONMENT IS DETERMINED, A PROGRAM OF PROJECTS IS DEVELOPED AND USED AS THE BASIS FOR THE SECTION 5307 URBANIZED AREA GRANT SUBMITTAL. PRIOR TO THIS SUBMITTAL,

FEDERAL GUIDELINES REQUIRE A PUBLIC HEARING FOR THE APPROVAL OF THE PROGRAM OF PROJECTS. THE MATCH REQUIREMENT FOR THIS GRANT WILL BE 50% FOR OPERATING COSTS AND 20% FOR CAPITAL. OPERATING COSTS FOR THIS YEAR'S GRANT IS \$498,000 WITH THE \$498,000 MATCH COMING FROM THE COUNTY'S CONTRIBUTION TO TRANSIT, AND AN FDOT BLOCK GRANT. THE 20% MATCH FOR \$151,755 IN CAPITAL WILL COME FROM A SOFT MATCH OF TOLL REVENUE CREDITS PROVIDED BY THE STATE OF FLORIDA. THE PURPOSE OF THIS AGENDA ITEM IS FOR THE APPROVAL OF THE 2012 PROGRAM OF PROJECTS, THE SUBMITTAL OF THE GRANT BASED ON THE APPROVED PROGRAM OF PROJECTS, AND APPROVAL TO EXECUTE THE AWARDED GRANT

Proof of publication of the notice of intent to consider projects, Section 5307 Grant, was received, having been published in *The St. Augustine Record* on August 18, 2012.

Gary Mackey, Transit Planner, stated that each year the Federal Transit Administration apportions funding for urbanized area public transportation assistance. He reported that St. Johns County was apportioned \$649,755 for public transportation. He also reported that before St. Johns County could apply for the apportioned grant funds, a program of projects needed to be developed. Mackey reviewed the program of projects, *Exhibit A*, and stated the program of projects showed how the grant money would be spent. Stevenson asked how much was allocated last year. Mackey stated that it was about the same as last year.

(11:23 a.m.) Motion by Bryan, seconded by Sanchez, carried 4/0, to adopt Resolution No. 2012-272, approving St. Johns County's FTA Federal Public Transportation Program of Projects, including the submittal of the 2012 Section 5307 Urbanized Area Grant based on the approved program of projects and execution of the awarded FTA Grant in the amount of \$649,755.

RESOLUTION NO. 2012-272

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PROGRAM OF PROJECTS, THE SUBMITTAL OF A SECTION 5307 URBANIZED AREA GRANT FOR \$649,755 BASED ON THE PROGRAM OF PROJECTS AND THE EXECUTION OF THE GRANT ONCE AWARDED BY THE FEDERAL TRANSIT ADMINISTRATION, IN ACCORDANCE WITH CHAPTER 53, TITLE 23 UNITED STATES CODE

(09/18/12 - 15 - 11:24 a.m.)

7. PUBLIC HEARING - REQUEST FOR AUTHORIZATION TO PREPARE AN APPLICATION FOR SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FUNDS FOR SILVER CREEK ASSISTED LIVING FACILITY. FINAL PUBLIC HEARING TO AUTHORIZE PREPARATION AN APPLICATION TO THE DEPARTMENT OF COMMUNITY AFFAIRS (DCA) FOR THE ANTICIPATED FUNDING AVAILABILITY UNDER THE SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FOR ECONOMIC AND COMMUNITY DEVELOPMENT. CDBG FUNDS CAN BE USED IN THE AREA OF REHABILITATION, NEIGHBORHOOD REVITALIZATION, COMMERCIAL REVITALIZATION OR ECONOMIC DEVELOPMENT TO BENEFIT LOW AND MODERATE INCOME PERSONS, AID IN THE PREVENTION OR ELIMINATION OF SLUMS OR BLIGHT OR TO MEET COMMUNITY DEVELOPMENT NEEDS. THE COUNTY IS NOT

CURRENTLY ELIGIBLE FOR THE CATEGORY OF "NEIGHBORHOODS" FUNDS UNTIL OUR CURRENT GRANT IS CLOSED OUT. STAFF EXPECTS THIS TO BE A RESUBMISSION OF AN ECONOMIC DEVELOPMENT APPLICATION FOR A SPECIFIC PROJECT, SILVER CREEK ASSISTED LIVING FACILITY

Proof of publication of the notice of hearing for second CDBG, hearing September 18, 2012, was received, having been published in *The St. Augustine Record* on September 6, 2012.

Mary Ann Blount, Land Management Director, spoke on Agenda Items seven, eight, and nine. She explained that Agenda Item seven was the second required public hearing that authorized the submission of the CDBG application to the Florida Department of Economic Opportunity for a \$750,000 grant. She also explained that this grant would provide funding for the construction of an entrance road and the utility infrastructure that would aid in the development of the Silver Creek Assisted Living Facility. Blount explained that Agenda Item eight would affirm St. Johns County's long term and short term objectives for the facility. She also explained that Agenda Item nine was the required Fair Housing Workshop for the public and the Board. She introduced Fred Fox, Consultant.

(11:25 a.m.) Stevenson commented on a letter dated September 18, 2012, on Item seven, the second paragraph of page two. (11:26 a.m.) Stevenson asked Fox if the County would be taking exposure for the application/funds if the grant wasn't granted, to which he explained. Stevenson also commented on page three, number five. She asked Fox to explain the following statement: no displacement will occur as part of the project, to which he explained there would be no residential displacement. Stevenson noted that the cost of the construction project was \$21 million and would employ 78 people, including a minimum of 39 low to moderate income positions. Stevenson asked Fox to explain what LLLP represented. Fox stated it represented a Limited Liability Limited Partnership.

(11:30 a.m.) Motion by Morris, seconded by Sanchez, carried 4/0, to adopt Resolution No. 2012-273, authorizing the submission of a CDBG Economic Development application to the Florida Department of Economic Opportunity for the Silver Creek Assisted Living Facility.

RESOLUTION NO. 2012-273

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING SUBMITTAL OF AN APPLICATION TO THE FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY FOR SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUNDS ON BEHALF OF ST. JOHNS COUNTY; AND AUTHORIZING THE CHAIR OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE THE APPLICATION ON BEHALF OF THE COUNTY

(09/18/12 - 16 - 11:24 a.m.)

8. CONSIDER A RESOLUTION AFFIRMING ST. JOHNS COUNTY'S LONG TERM OBJECTIVES OF THE COMMUNITY DEVELOPMENT PLAN & IMPLEMENTING THE SHORT TERM OBJECTIVES FOR THE SILVER CREEK ASSISTED LIVING FACILITY

Discussion for Agenda Item eight was held simultaneously with Agenda Item seven.

(11:31 a.m.) **Motion by Stevenson, seconded by Morris, carried 4/0, to adopt Resolution No. 2012-274, affirming the County's Community Development Plan's long term objectives and incorporating short term objectives for the Silver Creek Assisted Living Facility.**

RESOLUTION NO. 2012-274

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, RESTATING THE COUNTY'S LONG-TERM OBJECTIVES OF THE COMMUNITY DEVELOPMENT PLAN AND IMPLEMENTING THE SHORT-TERM OBJECTIVES FOR THE SILVER CREEK ASSISTED LIVING FACILITY

(09/18/12 - 17 - 11:31 a.m.)

9. FAIR HOUSING WORKSHOP - RESUBMISSION OF THE SILVER CREEK ASSISTED LIVING FACILITY APPLICATION TO FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY. PURSUANT TO FL DEPARTMENT OF ECONOMIC OPPORTUNITY (DEO) GRANT APPLICATION REQUIREMENTS, A FAIR HOUSING WORKSHOP FOR THE PUBLIC AND ELECTED OFFICIALS WILL BE PRESENTED IN CONJUNCTION WITH THE RESUBMISSION OF THE SILVER CREEK ASSISTED LIVING FACILITY ECONOMIC DEVELOPMENT APPLICATION

Fred Fox, Consultant, stated the workshop was being held in conjunction with the submission of the CDBG application. He also stated that the workshop required a sign in sheet and passed it around. Fox spoke on the St. Johns County Fair Housing Ordinance 90-65.

(09/18/12 - 17 - 11:34 a.m.)

10. AGREEMENT BETWEEN ST. JOHNS COUNTY AND FLAGLER COUNTY REGARDING THE INSTALLATION OF SIGN IMPROVEMENTS ALONG SR A1A RIGHT OF WAY. THE FRIENDS OF SR A1A SCENIC AND HISTORIC COASTAL BYWAY, INC. (FRIENDS) HAVE BEEN APPROVED FOR A GRANT TO ADD SIGNS ALONG SR A1A TO ASSIST IN IDENTIFYING HISTORICAL MONUMENTS AND LOCATIONS ALONG THE SR A1A BYWAY IN FLAGLER AND ST JOHNS COUNTIES. THE FRIENDS ARE REQUESTING THAT SJC SERVE AS PROJECT MANAGER. THE ORIGINAL GRANT APPLICATION IDENTIFIED TWENTY THOUSAND DOLLARS (\$20,000) IN IN-KIND MATCH AND TEN THOUSAND DOLLARS (\$10,000) IN CASH MATCH, ALL FROM FLAGLER COUNTY. IF SJC BECOMES THE PROJECT MANAGER, OUR STAFF WILL PERFORM THE WORK THAT QUALIFIES AS IN-KIND MATCH. 47 (63.5%) OF THE 74 SIGNS WILL BE IN SJC. THE ATTACHED DRAFT INTERLOCAL AGREEMENT (ILA) INCLUDES FLAGLER COUNTY'S ORIGINAL COMMITMENT TO PROVIDE THE CASH MATCH. ALSO ATTACHED IS A LETTER FROM FLAGLER COUNTY AND A REVISED ILA REQUESTING THAT SJC CONTRIBUTE FIVE THOUSAND DOLLARS (\$5,000) OF THE CASH MATCH. THE ILA BETWEEN ST. JOHNS AND FLAGLER COUNTIES IS NECESSARY TO DEFINE THE CHANGE TO THE ROLE OF ST. JOHNS COUNTY FOR THIS PROJECT

Joe Stephenson, Public Works Director, spoke on the Friends of SR A1A Scenic and Historic Coastal Highway grant approval for way-finding signs. He referenced Resolution No. 2011-325 and stated that St. Johns County agreed to maintain the signs

in St. Johns County once they were constructed. He stated the grant approval was for final design in construction. He noted the grant budget total was \$630,691 and gave a breakdown of the total. He explained that St. Johns County would manage the contract for the design, build, and installation of the signs in both St. Johns and Flagler Counties. He spoke about an Interlocal Agreement between St. Johns and Flagler Counties and explained the provisions of each county. He noted that Flagler County would provide the cash match and St. Johns County would provide the in-kind match. He stated that St. Johns County staff recommended approval of the Interlocal Agreement with the condition of the match as Stephenson described.

(11:37 a.m.) Barbara Jenness, President of the Scenic and Historic A1A and past Chair of Friends of A1A, 313 Porpoise Point Drive, thanked the Board for their ongoing support of Friends of A1A and Joe Stephenson for his hard work and support of the project. She also thanked the TDC for providing the funding for the StAR Council 450th event, First Annual St. Augustine Chalk Walk Festival - Paseco Pastel, on March 22, 23, 24, 2012.

(11:39 a.m.) Sallie O'Hara, Friends of A1A, 2175 Mizell Road, thanked the Board for their consideration on the approval of the Interlocal Agreement between St. Johns and Flagler Counties. She spoke about attending the Flagler Board of County Commission Meeting. She stated by Consent Agenda that the Flagler Board agreed to enter into the Interlocal Agreement without hesitation. (11:39 a.m.) Stevenson thanked O'Hara for including replacement materials, for the signs, in the grant.

James Snider, 206 Third Street, spoke in favor of the item. He also spoke about flooding in the North Beach area and asked for additional signs. (11:40 a.m.) Bryan stated that the public works director took note of the request.

(11:41 a.m.) Wanchick stated he spoke to Craig Coffey, Flagler County Administrator. He noted Coffey stated he would appreciate support on the item, on behalf of his County Commission.

(11:41 a.m.) Morris explained that the Agenda item stated that Flagler County was asking St. Johns County to pay \$5,000 of the cash match. He asked Stephenson if this had changed. Stephenson stated yes. He noted that Flagler County would be taking care of the \$10,000 cash match.

Whitehouse commented on section 11 of the Interlocal Agreement. He stated the duration of the agreement dates were not populated. He also stated Flagler County had used the following language: from the effective date of the Agreement, through and until 11:59 p.m. on June 30, 2014, or final project approval from FDOT. Stephenson stated Flagler County's language could be used. (11:42) Stephenson spoke on the start date of the project.

(11:43 a.m.) Motion by Sanchez, seconded by Bryan, carried 4/0, to adopt Resolution No. 2012-275, approving the terms, provisions, conditions, and requirements of the Interlocal Agreement allowing for the design and construction of way-finding signs along various rights-of-way within St. Johns and Flagler Counties; and authorizing the County Administrator, or designee, to execute the agreement, along with any supplemental documentation, in substantially the form attached, on behalf of St. Johns County; with the addition recommended by the county attorney for completing the duration of the agreement dates, section 11 of the Interlocal Agreement.

RESOLUTION NO. 2012-275

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND CONDITIONS OF AN

AGREEMENT BY AND BETWEEN ST. JOHNS COUNTY AND FLAGLER COUNTY REGARDING THE ROLE OF ST. JOHNS COUNTY IN THE DESIGN/BUILD CONSTRUCTION OF WAY-FINDING SIGNS AND ADMINISTRATION OF THE LAP AGREEMENT WITH FDOT ON SR A1A; PROVIDING FOR THE EFFECT OF RECITALS; AUTHORIZING THE COUNTY ADMINISTRATOR OR DESIGNEE, TO EXECUTE THE AGREEMENT AND SUPPLEMENTAL DOCUMENTATION; PROVIDING FOR CORRECTION OF ERRORS; AND PROVIDING AN EFFECTIVE DATE

(11:45 a.m.) At this time, the Board addressed Commissioners' Reports.

(09/18/12 - 19 - 5:26 p.m.)

11. PUBLIC HEARING - ADOPTION OF FINAL MILLAGE RATES & BUDGET FOR FY 2013. FLORIDA STATUTES 129.03 AND 200.065 REQUIRE THE BOARD OF COUNTY COMMISSIONERS (BCC) TO ADOPT ITS MILLAGE RATES AND BUDGET FOR THE NEXT FISCAL YEAR (FY) AT A PUBLIC HEARING. THAT HEARING MUST BE HELD AFTER 5:00 PM IF SCHEDULED ON A DAY OTHER THAN SATURDAY. THE SEPTEMBER 18, 2012, 5:30 PM, HEARING DATE HAS BEEN NOTICED, AS REQUIRED, AND CONSTITUTES THE FINAL HEARING ON COUNTY MILLAGE RATES AND BUDGET FOR FY 2013. FLORIDA STATUTES PRESCRIBE A SPECIFIC ORDER FOR THE CONSIDERATION OF ITEMS AT THE PUBLIC HEARING. THE FIRST SUBSTANTIVE ISSUE OF DISCUSSION MUST BE THE PERCENTAGE INCREASE IN THE COUNTY'S AGGREGATE MILLAGE RATE OVER THE ROLLED-BACK RATE. THE ROLLED-BACK RATE IS DEFINED AS THE AGGREGATE MILLAGE RATE THAT WOULD GENERATE THE SAME LEVEL OF PRIOR YEAR TAX REVENUES LESS CERTAIN DEFINED ALLOWANCES (SUCH AS NEW CONSTRUCTION). THE PERCENTAGE DECREASE FOR FY 2013 IN THE COUNTY'S AGGREGATE MILLAGE RATE OVER THE ROLLED-BACK RATE IS -3.83%. THE GENERAL PUBLIC SHALL BE ALLOWED TO SPEAK AND TO ASK QUESTIONS PRIOR TO ADOPTION OF ANY MEASURES BY THE BCC. THE BCC SHALL ADOPT BY RESOLUTION ITS FINAL MILLAGE RATES PRIOR TO ADOPTING ITS FINAL BUDGET FOR FY 2013

Proof of publication of the notice of hearing for final millage rates and budget for Fiscal Year 2013, was received, having been published in *The St. Augustine Record* on September 14, 2012.

Bryan reconvened the meeting and asked Timms to comment.

(5:26 p.m.) Doug Timms, Director, Office of Management and Budget, advised that the St. Johns County School Board was also holding their final budget hearing and according to Florida Statute both public hearings could not be held at the same time. He noted that the School Board had first priority; therefore, the BCC needed to recess the meeting and reschedule to a later date. He offered further explanation on the issue. He suggested that the meeting be continued to 5:30 p.m. on September 25, 2012. He stated that staff would advertise a notice of continuation.

(5:27 p.m.) Wanchick noted that the public could make comment during the meeting. Morris opened the hearing to public comment; however, there was none.

Agenda Item 11 was continued to the Special Meeting on September 25, 2012 @ 5:30 p.m.

(09/18/12 - 20 - 11:45 a.m.)
COMMISSIONERS' REPORTS

Commissioner Sanchez:

Sanchez reported that the airport had won the 2012 Environment Achievement Award.

Commissioner Morris:

(11:46 a.m.) Morris reported that the IDA was working with the Jacksonville Jaguars to be more involved with St. Johns County.

Commissioner Stevenson:

(11:47 a.m.) Stevenson asked for Chamber updates. She briefed the Board on the Bike/Ped Advisory Council meeting. She requested a consensus to reproduce a priority trail corridor map and to have it displayed in the St. Johns County libraries. She spoke on the Florida Blueways and Greenways, changes to Federal Transportation funding, and the State of Florida's emphasis on safety. She stated she had received inquiries on the use of Ron Parker Park. She also asked if there were any changes in policies with Consent Item 20 that would need to be communicated to the Chamber.

Commissioner Bryan:

(11:55 a.m.) Bryan spoke on the September 17, 2012, TDC meeting. He requested a consensus to allow Mayor Boles to continue to serve on the TDC as a representative for the City of St. Augustine.

(11:56 a.m.) Motion by Bryan, seconded by Morris, carried 4/0, to allow Mayor Boles to continue to serve on the TDC, in light of the fact that he has had three consecutive excused meetings.

(11:57 a.m.) Bryan commented that he attended the FACT meeting last week. He noted he would attend the December meeting in the capacity of a civilian.

(11:58 a.m.) Bryan addressed a concern with the inconsistency of Interlocal Agreements/Contracts with farmers' markets. He requested a consensus for renewed Agreements/Contracts, to first, be reviewed by the county attorney's office for consistency. He spoke on the Alpine Grove's Agreement/Contract as an example. He also requested a RFP process. (12:06 p.m.) Discussion ensued on the consistency of Agreements/Contracts and the RFP process.

(12:08 p.m.) Bryan addressed another concern with Interlocal Agreements, not related to farmers' markets. He used multiple examples: safety concern on Pope Road and A1A, Riptides property, Publix property that was purchased for the City, and the public works property exchange. (12:12 p.m.) Stevenson stated she supported the concerns. (12:15 p.m.) Bryan asked the county attorney's office to look into the safety concern on the Pope Road and A1A signalization. He stated that if the request was rejected or did not move forward; he wanted it on record that St. Johns County did not back out. (12:16 p.m.) Whitehouse stated the county attorney's office would look into this.

(12:16 p.m.) Bryan spoke on the St. Augustine Beach community garden. He asked the County to proceed with caution and stated the County would not make a commitment, until the Board approved the item. (12:17 p.m.) Stevenson addressed concerns with the community garden. (12:18 p.m.) Wanchick stated that St. Johns County had made no commitment to move the garden to Ron Parker Park. (12:20 p.m.) McCormack spoke on community gardens.

(12:22 p.m.) Bryan requested consensus to proceed with implementing the results from the Condrey and Associates salary and compensation study. (12:25 p.m.) Discussion ensued on the consensus request. *The Board gave a consensus for Administration to bring the Condrey and Associates salary and compensation study back as a Regular Agenda Item.*

(09/18/12 - 21 - 12:27 p.m.)

COUNTY ADMINISTRATOR'S REPORT

Wanchick spoke on drafting the Legislative priorities, the charter letter from Dr. Joyner, and consolidating the human resources director position with Stacey Stanish's current position to create a director of administrative affairs and special projects. He requested a consensus to consolidate the human resources director position with Stacey Stanish's current position. *The Board gave a consensus for Administration to consolidate the positions.*

(12:29 p.m.) Wanchick also spoke about winter wonderland. He stated that there were members of the community that could not afford to pay the entry fee and he requested a consensus for staff to provide an outreach program to those who could not afford to attend the event. He added that staff would also create a program for County employees if the Board gave consensus. He stated the Board would be presented with the details before the next Board meeting.

(12:30 p.m.) Wanchick asked if a letter or documentation would be needed for the consensus on Mayor Boles. Bryan stated yes.

(12:31 p.m.) Joe Stephenson gave an update on the Roberts Road corridor study. He stated the study would look at roadway configuration, rights-of-way, drainage, and safety features. He also stated there would be public involvement in the studies before they were completed. (12:33 p.m.) Stevenson asked how the public would be notified of the involvement portion of the study. Stephenson stated public advertisement and the NBR process. (12:34 p.m.) Wanchick stated social media would also be used to notify the public.

(12:35 p.m.) Stephenson gave an update on the beach renourishment project. He stated the project was complete at this time. He also mentioned the Port, Waterway & Beaches Authority dredging project.

(09/18/12 - 21 - 12:36 p.m.)

COUNTY ATTORNEY'S REPORT

McCormack spoke on the panhandling Ordinance. He also spoke on the adult entertainment Ordinance. He stated the adult entertainment Ordinance regulations would be structured similar to the electronic gaming Ordinance regulations. He stated the Ordinance would have a Land Development Code component and an accompanying regulatory Ordinance. He requested a consensus and authority to go with the two prong approach to move forward with the Ordinance. *The Board gave consensus and authority for the county attorney to move forward with the adult entertainment Ordinance.*

(09/18/12 - 21 - 12:38 p.m.)

CLERK OF COURT'S REPORT

No report.

(12:38 p.m.) The meeting recessed at 12:38 p.m. and reconvened at 5:30 p.m. with Commissioners; Bryan, Morris, Sanchez, Stevenson, County Administrator Wanchick,

and Deputy Clerk Pam Halterman, present.

(5:30 p.m.) At this time the Board addressed Item 11.

With there being no further business to come before the Board, the meeting adjourned at 5:28 p.m.

REPORTS:

1. St. Johns County Board of County Commissioners Check Register, Check Nos. 486550-486699, totaling \$741,441.67 and Voucher Register, Voucher Nos. 10467-10508, totaling \$187,154.86 (08/28/12)
2. St. Johns County Board of County Commissioners Check Register, Check No. 486700, totaling \$66,850.00 (08/28/12)
3. St. Johns County Board of County Commissioners Check Register, Check Nos. 486701-486712, totaling \$202,723.49 (08/30/12)
4. St. Johns County Board of County Commissioners Check Register, Check Nos. 486713-486986, totaling \$1,968,149.22 and Voucher Register, Voucher Nos. 10509-10567, totaling \$370,093.61 (09/04/12)
5. St. Johns County Board of County Commissioners Check Register, Check Nos. 486987-487010, totaling \$32,425.27 and Voucher Register, Voucher Nos. 10568-10580, totaling \$20,992.87 (09/05/12)
6. St. Johns County Board of County Commissioners Check Register, Check Nos. 487011-487014, totaling \$149,421.48 (09/05/12)
7. St. Johns County Board of County Commissioners Check Register, Check Nos. 487015-487035, totaling \$42,354.92 (09/06/12)
8. St. Johns County Board of County Commissioners Check Register, Check No. 487036, totaling \$306.45 (09/07/12)
9. St. Johns County Board of County Commissioners Check Register, Check Nos. 487037-487210, totaling \$459,534.45 and Voucher Register, Voucher Nos. 10581-10620, totaling \$225,237.84 (09/11/12)

CORRESPONDENCE:

1. Letter to Liz Cloud, Department of State, Bureau of Administration Code and Weekly, dated September 7, 2012, regarding the filing of Ordinances Number 2012-21 through 2012-23
2. Letter to Liz Cloud, Department of State, Bureau of Administration Code and Weekly, dated September 7, 2012, regarding a replacement Ordinance Coding Form (CODRS) for Ordinance 2012-23

Approved October 16, 2012

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: _____

J. Ken Bryan, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By: _____

Pam Halterman
Deputy Clerk

