

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
MAY 2, 2017
9:00 A.M.**

Proceedings of a regular meeting of the Board of County Commissioners (BCC) of St. Johns County, Florida, held in the auditorium at the County Administration Building, 500 San Sebastian View, St. Augustine, Florida.

Present: James K. Johns, District 1, Chair
Henry Dean, District 5, Vice Chair
Jeb S. Smith, District 2
Paul M. Waldron, District 3
Jay Morris, District 4
Michael Wanchick, County Administrator
Patrick McCormack, County Attorney
Bonnie A. Putman, Deputy Clerk

Also present: Darrell Locklear, Assistant County Administrator; Joy Andrews, Assistant County Administrator; Paolo Soria, Assistant County Attorney; and Regina Ross, Deputy County Attorney

(05/02/17 - 1 - 9:00 a.m.)
CALL TO ORDER

Johns called the meeting to order.

(05/02/17 - 1 - 9:00 a.m.)
ROLL CALL

The clerk called the roll: All Board members were present.

(05/02/17 - 1 - 9:00 a.m.)
INVOCATION

Reverend Ken Wilson, Center of Spiritual Living, gave the invocation.

(05/02/17 - 1 - 9:01 a.m.)
PLEDGE OF ALLEGIANCE

Johns led the Pledge of Allegiance.

(05/02/17 - 1 - 9:02 a.m.)
PROCLAMATION RECOGNIZING MAY 2017 AS NATIONAL DRUG COURT MONTH

Johns introduced Honorable Alexander R. Christine Jr. and all representatives from the St. Johns County Drug Court and provided details of the St. Johns County Drug Court. Christine spoke on the work and success of the St. Johns County Drug Court and the importance of recognizing Drug Court Month. Melissa Lundquist, Assistant to the Board of County Commissioners, read the proclamation into the record.

(05/02/17 - 1 - 9:11 a.m.)
PROCLAMATION RECOGNIZING MAY 15-19, 2017, AS NATIONAL SAFE BOATING WEEK

Waldron introduced Chief Carl Shank, Libby Rattrie, Flotilla Commander, 14-7; Henry Seiden, Public Affairs Officer of the U.S. Coast Guard Auxiliary Flotilla 070-14-07, and representatives from the United States Coast Guard Auxiliary Flotilla 14-7, St. Johns County Fire Rescue and the St. Johns County Sheriff's Office. He read the proclamation into the record. Chief Shank, Rattrie, and Seiden spoke on the importance of boating safety and thanked the County for its support.

(05/02/17 - 2 - 9:15 a.m.)

PROCLAMATION RECOGNIZING MAY 2017 AS MOTORCYCLE AWARENESS MONTH

Smith introduced Bill Pratt, representatives from ABATE of Florida, and other motorcycle riders. He read the proclamation into the record. Pratt spoke on the importance of motorcycle awareness and discouraged texting while driving.

(05/02/17 - 2 - 9:19 a.m.)

PROCLAMATION RECOGNIZING MAY 2017 AS OLDER AMERICANS MONTH

Morris introduced Becky Yanni, Executive Director of the Council on Aging; Joe Boles, Chairman of the Board for the Council on Aging; and representatives from the Council on Aging. He read the proclamation into the record. Yanni spoke on the important roles and contributions of seniors in St. Johns County. Boles spoke on recognizing older Americans and the Council on Aging.

(05/02/17 - 2 - 9:26 a.m.)

ACCEPTANCE OF PROCLAMATIONS

Motion by Smith, seconded by Dean, carried 5/0, to accept the proclamations.

Bradley Bulthuis, Assistant County Attorney, entered the meeting at 9:26 a.m.

(05/02/17 - 2 - 9:26 a.m.)

PUBLIC COMMENT

(9:27 a.m.) Mary Lawrence, 824 Oak Arbor Circle, Indivisible St. Johns, provided information, *Exhibit A*, including Indivisible St. Johns' mission statement.

(9:31 a.m.) Pat Chiapetta, 153 Fallen Timber Way, provided her background information and details of Indivisible St. Johns. She stated that the group was seeking a permanent meeting space.

(9:34 a.m.) Joseph Chiapetta, Fallen Timber Way, provided details of Indivisible St. Johns, including the Women's March.

(9:37 a.m.) John Delaney, 240 Treasure Beach Road, referenced maps and additional documentation, *Exhibit B*, regarding Code Enforcement's conclusion to Citizen's Request No. 1403924, which was submitted October 2014.

(9:41 a.m.) Bill McCormack, 9224 July Lane, member of the steering committee for Indivisible St. Johns, requested the use of the County's Auditorium for the groups' meeting scheduled for May 8, 2017. Additionally, he spoke on the \$25,000 homestead reduction and the reduction of funding for Florida Forever.

(9:44 a.m.) Ed Slavin, P.O. Box 3084, spoke in support of Indivisible St. Johns' use of the County Auditorium, noting previous uses. Additionally, he commented on the joint meeting between the County and St. Augustine Beach, lobbyists, budgeting for body cameras, the need for an inspector general and ombudsman.

(9:47 a.m.) Tom Reynolds, 880 A1A Beach Boulevard, commented on the County's joint meeting, held on May 1, 2017 with the City of St. Augustine, and spoke in support of the County retaining ownership of the pier, pier parking, the splash park, meters and paid parking passes.

(9:51 a.m.) Ellen Whitmer, 1178 Natures Hammock Road South, spoke on the detrimental effects of global competition and development on Florida's agriculture.

(05/02/17 - 3 - 9:53 a.m.)

DELETIONS TO CONSENT AGENDA

Wanchick requested that Consent Item No. 10 be pulled.

(05/02/17 - 3 - 9:53 a.m.)

APPROVAL OF CONSENT AGENDA

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

1. Motion to approve the Cash Requirement Report
2. Motion to adopt **Resolution No. 2017-135**, approving the final plat for Northridge Lakes, Unit 5

RESOLUTION NO. 2017-135

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PLATT FOR NORTHRIDGE LAKES, UNIT 5

3. Motion to adopt **Resolution No. 2017-136**, approving the final plat for Arbor Mill, Phase Two

RESOLUTION NO. 2017-136

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PLAT FOR ARBOR MILL, PHASE TWO

4. Motion to adopt **Resolution No. 2017-137**, approving the final plat for Palencia North, Phase II, C-1 (Replat)

RESOLUTION NO. 2017-137

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PLATT FOR PALENCIA NORTH, PHASE II, C-1

5. Motion to adopt **Resolution No. 2017-138**, authorizing the notice required by Section 336.10, F.S., for a public hearing on June 6, 2017, 9:00 a.m., or at a date and time as soon thereafter as possible, to hear a request for the vacation of the unopened, unimproved right-of-way, of Palm Street, located within the North Beach Subdivision (VACROA 2016-07 Palm Street (DeBoer))

RESOLUTION NO. 2017-138

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, SETTING A PUBLIC HEARING DATE OF JUNE 6, 2017, AT 9:00 A.M., TO HEAR A REQUEST FOR THE VACATION OF A PORTION OF PALM STREET

6. Motion to approve the Windsong Acres School Concurrency Proportionate Share Mitigation Agreement (CONSCA 2017-02)
7. Motion to adopt **Resolution No. 2017-139**, approving the terms and authorizing the county administrator, or designee, to execute Contract Agreements with occupants and owners of mobile homes, located on County property, for security purposes

RESOLUTION NO. 2017-139

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE CONTRACT AGREEMENTS WITH OCCUPANTS AND OWNERS OF MOBILE HOMES, LOCATED ON COUNTY PROPERTY, FOR SECURITY PURPOSES

8. Motion to adopt **Resolution No. 2017-140**, approving the terms, provisions, conditions, and requirements of an amendment to the Grant Agreement with the Florida Department of Environmental Protection (FDEP); authorizing the county administrator, or designee, to execute the amendment on behalf of the County; approving the terms, provisions, conditions, and requirements of an amendment and restatement of the Memorandum of Agreement with the St. Johns River Water Management District; and authorizing the county administrator, or designee, to execute the amendment and restatement on behalf of the County

RESOLUTION NO. 2017-140

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF AN AMENDMENT TO THE GRANT AGREEMENT, WITH THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP), RELATED TO THE MASTERS TRACT REGIONAL STORMWATER TREATMENT FACILITY; AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AMENDMENT TO THE GRANT AGREEMENT WITH FDEP ON BEHALF OF THE COUNTY; APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF AN AMENDMENT AND RESTATEMENT OF THE MEMORANDUM OF AGREEMENT, WITH THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT (DISTRICT), RELATED TO THE MASTERS TRACT REGIONAL STORMWATER TREATMENT FACILITY; AND AUTHORIZING THE

**COUNTY ADMINISTRATOR, OR DESIGNEE, TO
EXECUTE THE AMENDMENT AND RESTATEMENT
OF THE MEMORANDUM OF AGREEMENT WITH THE
DISTRICT ON BEHALF OF THE COUNTY**

9. Motion to allow the Medical Examiner's Office to submit a grant application to the National Institute of Justice (NIJ) for a Coverdell Program grant, for computer equipment, at no financial cost to the County; and to allow the county administrator to take any necessary actions for processing the grant application

(Item No. 10 was pulled.)

10. Motion to authorize the county administrator, or designee, to execute an agreement with Florida Drug Testing, Inc., in substantially the same form and format as attached hereto, to provide drug screenings and related services for the St. Johns County Drug Court Program
11. Motion to adopt **Resolution No. 2017-141**, approving the terms, conditions, and requirements of the grant agreement between St. Johns County and the U.S. Department of Housing and Urban Development; authorizing the county administrator, or designee, to execute the agreement on behalf of the County; and recognizing and appropriating the grant in the amount of \$17,836, into the General Fund Social Services Department for Fiscal Year 2017

RESOLUTION NO. 2017-141

**A RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA,
ACCEPTING GRANT FUNDS; AUTHORIZING THE
COUNTY ADMINISTRATOR, OR DESIGNEE, TO
EXECUTE A CONTINUUM OF CARE PROGRAM
GRANT - HOMELESS RAPID REHOUSING
AGREEMENT, WITH THE U.S. DEPARTMENT OF
HOUSING AND URBAN DEVELOPMENT (HUD), ON
BEHALF OF THE COUNTY; AND APPROPRIATING
GRANT FUNDS WITHIN THE SOCIAL SERVICES
DEPARTMENT'S BUDGET, FOR FISCAL YEAR 2017**

12. Motion to adopt **Resolution No. 2017-142**, approving the terms, conditions, and requirements of the agreement for the Master Trust Administration between St. Johns County, Florida, and Family Support Services of North Florida, Inc.; and authorizing the county administrator, or designee, to execute the Third Contract Extension Agreement on behalf of the County

RESOLUTION NO. 2017-142

**A RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA,
APPROVING THE TERMS, PROVISIONS,
CONDITIONS, AND REQUIREMENTS OF AN
AGREEMENT BETWEEN ST. JOHNS COUNTY,
FLORIDA, AND FAMILY SUPPORT SERVICES OF
NORTH FLORIDA, INC.; AND AUTHORIZING THE
COUNTY ADMINISTRATOR TO EXECUTE THE
THIRD CONTRACT EXTENSION AGREEMENT ON
BEHALF OF THE COUNTY**

13. Motion to adopt **Resolution No. 2017-143**, approving the terms, conditions, and requirements of the Third Contract Extension Agreement for adoption recruitment services, in conjunction with the Heart Gallery of North Florida, between St. Johns County, Florida, and Family Support Services of North Florida, Inc.; and authorizing the county administrator, or designee, to execute the Third Contract Extension Agreement on behalf of the County

RESOLUTION NO. 2017-143

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF A CONTRACT EXTENSION AGREEMENT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND FAMILY SUPPORT SERVICES OF NORTH FLORIDA, INC.; AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE THIRD CONTRACT EXTENSION AGREEMENT ON BEHALF OF THE COUNTY

14. Motion to adopt **Resolution No. 2017-144**, approving the terms, conditions and requirements to Amendment No. 8, to the Community Based Care contract NJ206, between St. Johns County, Florida, and the State of Florida, Department of Children and Families; and authorizing the county administrator, or designee to execute Contract Amendment No. 8 on behalf of the County; and recognize unanticipated revenue of \$96,601

RESOLUTION NO. 2017-144

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR TO SIGN THE EIGHTH AMENDMENT TO CONTRACT NJ206 BETWEEN ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS AND THE DEPARTMENT OF CHILDREN AND FAMILIES

15. Motion to declare the attachments as surplus; and authorize the county administrator, or his designee, to dispose of same in accordance with the Purchasing Policy 308 and Florida Statute 274

16. Approval of Minutes:

March 7, 2017, Regular BCC meeting
March 21, 2017, Regular BCC meeting
April 4, 2017, Regular BCC meeting

17. Proofs:

- a) Proof: Notice of Public Hearing, MMTC Moratorium Ordinance, published March 13, 2017, in *The St. Augustine Record*
- b) Proof: Notice of Public Hearing, Land Use Regulation, published March 21, 2017, in *The St. Augustine Record*
- c) Proof: Notice of Meeting, The Intergovernmental Committee, April, 5, 2017, published on March 29, 2017, in *The St. Augustine Record*
- d) Proof: Request for Proposal, Misc. No. 17-83; Operation of Concession at Treaty Park Softball Fields, published March 30, 2017, and April 6, 2017, in *The St. Augustine Record*

- e) Proof: Request for Bids, Bid No. 17-31, A1A Ground Storage Tank and Booster Pump Station, published March 10, 2017, and March 17, 2017, in *The St. Augustine Record*
- f) Proof: Notice of Public Hearings, Facilities Plan and Funding of the Ponte Vedra Players Club Water Reclamation Facility and Interconnecting Projects, published March 21, 2017, in *The St. Augustine Record*
- g) Proof: Request for Bids, Bid No. 17-34, Purchase of Antiscalant, published March 23, 2017, and March 30, 2017, in *The St. Augustine Record*
- h) Proof: Request for Proposals, RFP No. 17-35, Medical and Prescription Claims Administration Services and Stop Loss Insurance, published March 23, 2017, and March 30, 2017, in *The St. Augustine Record*
- i) Proof: Request for Bids, Bid No. 17-32, Anastasia Island Wastewater Treatment Plant Filter Replacement Project, published April 3, 2017, and April 10, 2017, in *The St. Augustine Record*
- j) Proof: Request for Bids, Bid No. 17-37, Ocean Village Club, Saltwater Cowboys and Sea Place Lift Station Upgrades, published April 3, 2017, and April 10, 2017, in *The St. Augustine Record*
- k) Proof: Request for Bids, Bid No. 17-38, Ponce De Leon Villas, Raintree, and Anastasia Oaks Lift Station Upgrades, published April 3, 2017, and April 10, 2017, in *The St. Augustine Record*.
- l) Proof: Request for Bids, Bid No. 17-39, Ocean Gate, Atlantic Oaks, and Marsh Creek Lift Station Improvements, published April 4, 2017, and April 11, 2017, in *The St. Augustine Record*
- m) Proof: Request for Bids, Bid No. 17-40, Quail Hollow, Spyglass, and Summerhouse Lift Station Improvements, published April 5, 2017, and April 12, 2017, in *The St. Augustine Record*
- n) Proof: Request for Bids, Bid No. 17-30, CR 210 at CR 2209 Intersection Improvements, published April 5, 2017, and April 12, 2017, in *The St. Augustine Record*
- o) Proof: Request for Proposals, RFP No. 17-45, Fiscal Impact Analysis Model, published April 6, 2017, and April 13, 2017, in *The St. Augustine Record*
- p) Proof: Request for Bids, Bid No. 17-42, Grant Administration Services for Community Development Block Grant (CDBG), published April 6, 2017, and April 13, 2017, in *The St. Augustine Record*

(05/02/17 - 7 - 9:53 a.m.)

ADDITIONS/DELETIONS TO REGULAR AGENDA

McCormack requested to pull Regular Agenda Item No. 9 and/or allowing Bradley Bulthuis, Assistant County Attorney, to provide a brief update on the Senate Bill regarding drones.

(9:54 a.m.) Bulthuis spoke on the Senate Bill and stated the second hearing of the bill would be heard by the Senate on May 3, 2017. Smith recommended pulling the item from the Regular Agenda.

(05/02/17 - 7 - 9:56 a.m.)

APPROVAL OF REGULAR AGENDA

(9:56 a.m.) **Motion by Smith, seconded by Waldron, carried 5/0, to approve the Regular Agenda, as amended.**

(05/02/17 - 7 - 9:57 a.m.)

1. PROFESSIONAL SERVICES CONTRACT-COUNTY ATTORNEY. THE EFFECTIVE TERM OF COUNTY ATTORNEY'S CURRENT PROFESSIONAL SERVICES AGREEMENT EXPIRES ON OCTOBER 15, 2017. A PROPOSED

REVISED DRAFT OF THE AGREEMENT WILL BE PROVIDED FOR REVIEW
AND DISCUSSION IN ADVANCE OF THE MEETING

McCormack addressed the professional service agreement for the County Attorney.

(9:58 a.m.) Dean and Morris spoke in support of McCormack and the contract, as submitted. Smith questioned if McCormack was willing to accept a reduction in his annually-based salary. McCormack stated his salary was competitive and he would not accept a reduction in his salary.

(10:02 a.m.) Regina Smith provided information of salaries in surrounding counties.

(10:03 a.m.) Waldron and Johns spoke in support of McCormack's contract and his service with the County.

(10:05 a.m.) Vivian Browning, President of Vilano Beach Main Street, 30 Beachcomber Way, spoke on the great deal of respect the public had for the County Attorney.

(10:07 a.m.) Ed Slavin, P.O. Box 3084, spoke on the lack of an open records policy in St. Johns County, noting specific requests. He commented on past accomplishments of the County Attorney, including his support of legal services; however, felt he was over-differential to developers.

(10:10 a.m.) Bill McCormack, 9224 July Lane, provided a contrary view to the previous public comment on the St. Johns County public records policy; sharing details from an email he had received from Ed Slavin, regarding Slavin's public records request.

(10:12 a.m.) Tom Reynolds, 880 A1A Beach Boulevard, spoke in support of the County Attorney and increasing his annual salary; however, was opposed to the County charging for public records.

(10:15 a.m.) **Motion by Morris, seconded by Dean, carried 5/0, to authorize the chair to execute a Professional Services Agreement between Patrick F. McCormack and the Board of County Commissioners.**

Ross left the meeting at 10:16 a.m.

(05/02/17 - 8 - 10:16 a.m.)

2. PUBLIC HEARING, VACROA 2017-01, A PUBLIC HEARING TO VACATE A PORTION OF RIVERSIDE BOULEVARD, AS DEPICTED ON THE PLAT OF RIVERDALE FARMS. THE APPLICANT REQUESTS THE VACATION OF THE UNOPENED, UNIMPROVED RIGHT-OF-WAY OF RIVERSIDE BOULEVARD. BASED ON STAFF'S REVIEW THUS FAR, TRAFFIC PATTERNS WOULD NOT BE NEGATIVELY IMPACTED, AND NO PARTY WOULD BE UNREASONABLY AFFECTED BY THE REQUESTED VACATION

Proof of publication of the notice of public hearing on Riverside Boulevard, VACA 2017-01, was received, having been published in *The St. Augustine Record* on April 17, 2017.

Dick D'Souza, Engineer, presented details of the request, via PowerPoint.

(10:18 a.m.) Waldron questioned the previous vacation of a stretch of right-of-way.

(10:19 a.m.) Jim Wilcox, applicant, provided a plat map of Riverdale Farms, *Exhibit A*.

(10:20 a.m.) **Motion by Smith, seconded by Morris, carried 5/0, to adopt Resolution No. 2017-145, approving VACROA 2017-01, Riverside Boulevard; petition to vacate Riverside Boulevard, as depicted on Plat of Riverdale Farms.**

RESOLUTION NO. 2017-145

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, VACATING A PORTION OF THE RIGHT-OF-WAY, KNOWN AS RIVERSIDE BOULEVARD, IN THE PLAT OF RIVERDALE FARMS

(05/02/17 - 9 - 10:20 a.m.)

3. PUBLIC HEARING, CPA (SS) 2017-01, USINA INTRACOASTAL WATERWAY PARK. REQUEST FOR A SMALL SCALE COMPREHENSIVE PLAN AMENDMENT TO THE FUTURE LAND USE MAP, TO CHANGE APPROXIMATELY 1.6 ACRES FROM COMMERCIAL TO PARKS AND OPEN SPACE. THE PROPERTY IS LOCATED AT 603 EUCLID AVENUE, IN THE NORTH BEACH AREA, AND CURRENTLY OPERATES AS A PUBLIC BOAT RAMP, FROM THE EASTERN INTRACOASTAL WATERWAY. THE COUNTY-INITIATED AMENDMENT IS REQUESTED FOR COMPLIANCE WITH THE REQUIREMENTS OF THE FLORIDA COMMUNITIES TRUST FF8 AWARD. THE PLANNING AND ZONING AGENCY RECOMMENDED APPROVAL OF THE AMENDMENT, WITH A 7-0 VOTE, BASED ON THREE FINDINGS, AT THE REGULAR MEETING HELD ON APRIL 6, 2017

Proof of publication of the notice of public hearing on CPA (SS) 2017-01, Usina Intracoastal Waterway, was received, having been published in *The St. Augustine Record* on March 16, 2017.

Valerie Stukes, Planner, presented details of the request, via PowerPoint.

(10:24 a.m.) Vivian Browning, 30 Beachcomber Way, President of Vilano Beach Main Street and past president of Northshore Improvement Association, spoke in support of the request. She provided specific details and commented on the founding location, the first permanent residence of Vilano Beach, and the founders of the community, the Usina family.

(10:27 a.m.) **Motion by Dean, seconded by Waldron, carried 5/0, to enact Ordinance No. 2017-21, CPA (SS) 2017-01, Usina Intracoastal Waterway Park, based upon three Findings of Fact.**

ORDINANCE NO. 2017-21

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 COMMERCIAL (C) TO PARKS AND OPEN SPACE FOR APPROXIMATELY 1.5 ACRES OF LAND, LOCATED ALONG THE INTRACOSTAL WATERWAY, AT EUCLID AVENUE; PROVIDING FOR FINDINGS OF FACT; FINDINGS OF CONSISTENCY; SEVERABILITY; AND AN EFFECTIVE DATE

(05/02/17 - 10 - 10:27 a.m.)

4. 2017 ROADWAY AND TRANSPORTATION ALTERNATIVES LIST OF PRIORITY PROJECTS (LOPP). THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) AND THE NORTH FLORIDA TRANSPORTATION PLANNING ORGANIZATION (TPO) REQUEST FROM LOCAL GOVERNMENTS THEIR PROJECT PRIORITIES FOR POTENTIAL FUNDING OF NEW TRANSPORTATION PROJECTS TO BE CONSIDERED FOR INCLUSION IN THE NEW FISCAL YEAR (FY 2022/23) OF FDOT'S WORK PROGRAM. THIS IS AN ANNUAL RECURRING REQUEST TO LOCAL GOVERNMENTS. THE ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS IS CHARGED WITH PRIORITIZING ALL PROJECTS WITHIN THE COUNTY, INCLUDING THOSE WITHIN MUNICIPAL BOUNDARIES. THE TRANSPORTATION ADVISORY GROUP (TAG), CONSISTING OF COUNTY STAFF, REPRESENTATIVES OF THE CITY OF ST. AUGUSTINE, ST. AUGUSTINE BEACH, TOWN OF HASTINGS, ST. JOHNS COUNTY SCHOOL BOARD, ST. JOHNS COUNTY SHERIFF'S OFFICE, AND THE ST. AUGUSTINE-ST. JOHNS COUNTY AIRPORT AUTHORITY MET ON MARCH 24, 2017, TO REVIEW LAST YEAR'S PRIORITIES AND TO RECOMMEND THIS YEAR'S PRIORITIES. THE ATTACHED LOPP INCLUDES RECOMMENDATIONS OF THE TAG FOR BOTH HIGHWAY AND ALTERNATIVES PROJECTS

Phong Nguyen, Transportation Development Manager, presented details of the LOPP, via PowerPoint.

Rebecca Lavie, Assistant County Attorney, entered the meeting at 10:30 a.m.

(10:39 a.m.) Dean questioned the funding for Race Track Road. Nguyen responded that without cash in hand, the project was defined as having no funding and that a verbal commitment had been received from FDOT and the other portion of funding from Durbin/Gate Tax Increment Financing (TIF) development agreement.

(10:42 a.m.) Locklear spoke on the widening on Interstate 95 and the reconstruction of the overpass. Nguyen clarified that the reconstruction of the overpass was with funded from the FDOT and that the additional two lanes were funded from Durbin National.

(10:43 a.m.) Waldron questioned the Wildwood Drive and US 1 intersection. Nguyen stated that the project was fully funded for 2019.

(10:44 a.m.) **Motion by Smith, seconded by Dean, carried 5/0, to approve the 2017 St. Johns County Roadway and Transportation Alternatives List of Priority Projects (LOPP), for transmittal to the Florida Department of Transportation and the North Florida Transportation Planning Organization (TPO).**

Lavie left the meeting 10:45 a.m.

(Regular Item Nos. 5 and 6 were presented together.)

(05/02/17 - 10 - 10:45 a.m.)

5. PUBLIC HEARING, COMPAMD 2014-04, MILL CREEK FOREST. COMPAMD 2014-04, MILL CREEK FOREST IS A REQUEST FOR THE ADOPTION OF COMPAMD 2014-04, KNOWN AS MILL CREEK FOREST, A COMPREHENSIVE PLAN AMENDMENT TO AMEND THE FUTURE LAND USE MAP FROM RURAL/SILVICULTURE (R/S) TO RESIDENTIAL-B (RES-B), WITH A TEXT AMENDMENT LIMITING THE NUMBER OF RESIDENTIAL UNITS TO A MAXIMUM OF 305 SINGLE FAMILY DWELLING UNITS. THE SUBJECT PROPERTY FRONTS ALONG GREENBRIAR ROAD, EAST OF LONGLEAF PINE PARKWAY, IN THE VICINITY OF 601

GREENBRIAR ROAD. THE PLANNING AND ZONING AGENCY HEARD THIS ITEM ON MARCH 16, 2017, AND MADE A RECOMMENDATION FOR ADOPTION, BY A VOTE OF 4-0

Proof of publication of the notice of public hearing on COMPAD 2014-04, Mill Creek Forest, was received, having been published in *The St. Augustine Record* on February 22, 2017.

Waldron disclosed ex parte communication with Doug Burnett, St. Johns Law Group; Levi Redder; Bill Shilling, Kimley-Horn and Associates; Greg Netro; and Kerry McCarthy, regarding infrastructure concerns, job creation, schools and the timing of the project. Morris disclosed he had met with Burnett, Redder, Shilling, and a representative from Toll Brothers. Dean disclosed he had met with Burnett and the applicant, regarding the same issues as stated by Waldron. Smith disclosed he had two phone conversations with Burnett and that in addition to the issues stated by Waldron, he and Burnett had discussed the letter received. Johns disclosed he had met with the same individuals about the same issues, including the letter received.

(10:46 a.m.) Cynthia A. May, Senior Planner, presented details of the requests, via PowerPoint.

(10:56 a.m.) Doug Burnett, St. Johns Law Group, 104 Seagrove Main Street, presented details of the project, including the property; utilities; concurrency for school and traffic; environmental concerns; archaeological concerns; evacuation; storm and flood concerns; and availability of public services, including fire and fiscal impact. He provided amended text language, to include a traffic study, funded solely by the applicant, for the necessity of an east to west corridor at Roberts Road.

(11:20 a.m.) Soria stated that he had spoken to the applicant, concerning the traffic study, and suggested adding a timing element to the amended text language, which would state "*The study shall be provided prior to County approval of the 100th platted lot.*"

(11:21 a.m.) Smith questioned the removal of Waiver No. 2. Burnett responded that it would be removed.

(11:22 a.m.) Johns stated that he would like the sign waiver removed. He questioned the average sale price used for the sales tax/ad valorem tax numbers provided in the presentation. Burnett responded with an average price of \$370,000 or higher. Johns said he expected a build-out and not sale of the property, after an approval. Discussion on a start date and the traffic study ensued.

(11:28 a.m.) Soria provided amended text to include, "*The study shall be commenced prior to one year from the approval of the PUD and shall be provided prior to County approval of the 100th platted lot.*"

(11:28 a.m.) Discussion continued on the average sale price, the traffic study and a start date. Burnett committed to commencing the study by the August 1, 2017, Board of County Commissioners meeting. Locklear clarified the firmness of the date was only as firm as the State, which was mandating that extensions be granted.

(11:34 a.m.) Ellen Whitmer, 1178 Natures Hammock Road South, spoke in opposition of additional residential developments and that the utilities would be provided by Jacksonville Electric Authority (JEA). She disagreed that the cost of homes should not be used as a source of revenue and that the project would not provide jobs.

(11:37 a.m.) Burnett stated that a letter would be provided to the Transportation Department to ensure that the scope of work on the transportation corridor study met expectation.

(11:37 a.m.) Smith questioned the staff report regarding negative impacts to road deficiencies. Nguyen stated that the project would exacerbate the problems. Discussion ensued on the results and recommendations from the proposed traffic study, funding, and timing of the project.

(11:44 a.m.) Bill Shilling, Kimley-Horn and Associates, Inc., 12740 Gran Bay Parkway West, Suite 2350, Jacksonville, Florida, spoke on the traffic study and the County's review process, including the three adversely affected road segments. Discussion continued on road improvements, road deficiencies, neighboring subdivisions and timing of the project.

(11:51 a.m.) Motion by Johns, seconded by Dean, failed 2/3, with Smith, Waldron, and Morris dissenting, to enact Ordinance No. 2017-22, COMPAMD 2014-04, Mill Creek Forest, subject to three Findings of Fact, to support the motion.

(11:51 a.m.) Soria explained that the Planned Unit Development (PUD) could not be approved, as proposed; however, the application could be subject to additional motions or withdrawn by the applicant.

(11:54 a.m.) Burnett commented on the project. Discussion ensued on reasons why the request failed.

(12:02 p.m.) Soria stated that there was no limitation on filing comprehensive plan amendments; however, there was a limitation on Regular Agenda Item No. 6. He stated a vote to deny could also waive the one year filing limitation, but would include a denied comprehensive plan.

(12:02 p.m.) Burnett requested to pull Regular Agenda Item No. 6 from the agenda.

(12:03 p.m.) McCormack questioned whether Burnett needed specific code provisions in with the reason for denial. Burnett stated the record was clear as to why the request was denied. Soria commented that applications time out six months after the last response and that the six months would begin on May 2, 2017.

(05/02/17 - 12 - 10:45 a.m.)

6. PUBLIC HEARING, PUD 2016-12, MILL CREEK FOREST. PUD 2016-12, MILL CREEK FOREST, IS A REQUEST TO REZONE APPROXIMATELY 264 ACRES FROM OPEN RURAL (OR) TO A PLANNED UNIT DEVELOPMENT (PUD), TO ALLOW FOR THE DEVELOPMENT OF A 305 UNIT SINGLE FAMILY DEVELOPMENT. THE SUBJECT PROPERTY FRONTS ALONG GREENBRIAR ROAD, EAST OF LONGLEAF PINE PARKWAY, IN THE VICINITY OF 601 GREENBRIAR ROAD. THE PLANNING AND ZONING AGENCY HEARD THIS ITEM ON MARCH 16, 2017, AND MADE A RECOMMENDATION FOR ADOPTION, BY A VOTE OF 4-0, WITH THE DELETION OF WAIVER NO. 2

Proof of publication of the notice of public hearing on PUD 2016-12, Mill Creek Forest, was received, having been published in *The St. Augustine Record* on February 21, 2017.

Discussion occurred with Regular Agenda Item No. 5.

(12:05 p.m.) *Consensus was given by the Board to continue Regular Agenda Item No. 6.*

The meeting recessed at 12:05 p.m. and reconvened at 12:50 p.m. with all five commissioners, Wanchick, Locklear, McCormack, Soria, and Deputy Clerk Sindy Wiseman

(05/02/17 - 13 - 12:50 p.m.)

7. PUBLIC HEARING, LAND DEVELOPMENT CODE AMENDMENTS, SIGN CODE REVISION, ARTICLE VII AND ARTICLE XII. THIS IS THE THIRD AND FINAL HEARING OF A THREE PART HEARING PROCESS. PRESENTED IS A REVISION TO ARTICLE VII AND ARTICLE XII, OF THE LAND DEVELOPMENT CODE, WHICH REGULATES SIGNS AND SIGNAGE. THE PLANNING AND ZONING AGENCY RECOMMENDED ENACTMENT OF THE PRESENTED PROPOSED CHANGES TO ARTICLE VII AND ARTICLE XII AND REMOVAL OF DIGITAL BILLBOARD LANGUAGE, BY A VOTE OF 5 TO 1, WITH DISCUSSION OF AN ADDITIONAL CONSIDERATION, FOR RESIDENTIAL DISTRICTS ON RURAL HIGHWAYS

Proof of publication of the notice of public hearing on May 2, 2017, was received, having been published in *The St. Augustine Record* on April 21, 2017.

Paolo S. Soria, Assistant County Attorney, presented details of the sign code revisions, via PowerPoint, excluding digital billboards, Ponte Vedra Zoning District, and Coastal Overlays. He provided the changes requested, regarding residential, nonresidential, and billboard signage, including size, number, content and their definitions.

Joy Andrews, Assistant County Administrator, entered the meeting at 1:08 p.m.

(1:12 p.m.) Waldron questioned whether consideration was given to the commercial properties that were zoned Open Rural (OR). Soria stated that the Board could direct staff to make a specific allowance to have them under the commercial category rather than the residential category.

(1:13 p.m.) Johns clarified that Soria was referencing gas station signs, questioned the difference between a sign and a billboard; whether digital or not, how the illumination of a sign was measured, and enforcement. Soria responded.

(1:20 p.m.) Suzanne Konchan, Director of Growth Management, responded to Waldron's question, regarding businesses located within OR.

(1:20 p.m.) Motion by Johns, seconded by Morris, carried 5/0, to enact Ordinance No. 2017-22, revisions to Article VII and to Article XII, of the Land Development Code, as presented as consistent with Florida Law and the St. Johns County Comprehensive Plan.

ORDINANCE NO. 2017-22

AN ORDINANCE OF ST. JOHNS, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, RELATING TO SIGNS AND AMENDING THE ST. JOHNS COUNTY LAND DEVELOPMENT CODE, ORDINANCE 99-51, AS AMENDED; REPLACING THE ENTIRETY OF ARTICLE VII, SIGNS, IN COMPLIANCE WITH CURRENT LAW, REGARDING CONTENT NEUTRALITY AND ORGANIZING THE ARTICLE INTO TEN PARTS; AMENDING ARTICLE XII, DEFINITIONS, IN REGARDS TO SIGNS, IN COMPLIANCE WITH CURRENT LAW, REGARDING CONTENT NEUTRALITY; PROVIDING FOR LEGISLATIVE

FINDINGS OF FACT; PROVIDING FOR CONTENT NEUTRALITY; PROVIDING FOR THE PURPOSE, GENERAL ADMINISTRATION, MEASUREMENT, AND INTERPRETATION OF THE REGULATION OF SIGNS; PROVIDING FOR SEVERABILITY OF PROVISIONS; PROVIDING FOR PROCEDURES, STANDARDS, REVIEW, AND APPEAL FOR SIGN PERMITS; PROVIDING FOR THE REGULATION AND CONTROL OF THE LOCATION, TYPE, GENERAL REQUIREMENTS, AND STANDARDS OF BILLBOARDS; PROVIDING FOR CONTROL OF NEW BILLBOARD FACES, THROUGH SWAP DOWN PROCEDURES; PROVIDING FOR TEMPORARY AND PERMANENT, ON-PREMISE SIGNS IN ZONING DISTRICTS; PROVIDING NUMBER, SIZE, AND GENERAL STANDARDS AND REQUIREMENTS, FOR TEMPORARY SIGNS IN RESIDENTIAL AND NON-RESIDENTIAL DISTRICTS; PROVIDING FOR THE NUMBER, SIZE, AND GENERAL STANDARDS OF PERMANENT ON-PREMISE SIGNS IN RESIDENTIAL AND NON-RESIDENTIAL DISTRICTS; PROVIDING FOR ADDITIONAL PERMANENT AND INTERSTATE SIGNAGE; PROVIDING FOR SIGNS FOR SPECIAL EVENTS; PROVIDING FOR REGULATIONS OF SIGNAGE AT SUBDIVISION ENTRANCES; PROVIDING FOR REGULATION OF SIGNS AND ANTENNAS ON DESIGNATED SCENIC HIGHWAYS; PROVIDING FOR THE PROHIBITION OF SIGN TYPES; PROVIDING FOR THE REGULATION OF LEGALLY EXISTING SIGNS MADE NONCONFORMING BY THIS CODE; PROVIDING FOR REGULATIONS OF A SIGN OVERLAY ALONG RACE TRACK ROAD; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR INCLUSION AND CODIFICATION INTO THE LAND DEVELOPMENT CODE; PROVIDING FOR CORRECTION OF SCRIVENERS ERRORS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

The meeting moved to Regular Agenda Item No. 10.

(05/02/17 - 14 - 1:30 p.m.)

8. FIRST READING OF TREASURE BEACH BULKHEAD ORDINANCE. THIS ORDINANCE REGULATES BULKHEADS AND DOCKS WITHIN THE TREASURE BEACH CANALS. IT CONSOLIDATES AND UPDATES ST. JOHNS COUNTY ORDINANCES 1997-54 AND 1999-7, WHICH CONTAIN THE EXISTING CANAL REGULATIONS. A WORKSHOP WAS HELD ON FEBRUARY 28, 2017, AT WHICH TIME, MEMBERS OF THE COMMUNITY HAD THE OPPORTUNITY TO PROVIDE FEEDBACK, WITH RESPECT TO THE ORDINANCE CHANGES. THE REVISIONS ARE BASED ON INPUT RECEIVED FROM BOTH COUNTY STAFF AND RESIDENTS OF THE TREASURE BEACH COMMUNITY, AND INCLUDE: UPDATED STANDARDS FOR CONSTRUCTION OF BULKHEADS; A REQUIREMENT THAT A RIGHT-OF-WAY PERMIT BE OBTAINED, PRIOR TO NEW DOCKS BEING CONSTRUCTED WITHIN THE CANALS; REVISED STANDARDS FOR CUL-DE-SAC LOTS; PROVISION FOR NONCONFORMITIES; PROVISION FOR AN ADMINISTRATIVE WAIVER FOR CERTAIN MINOR ERRORS, WITH RESPECT TO THE LOCATION OF BULKHEADS, DOCKS, OR OTHER

NON-VESSEL STRUCTURES; AND PROVISION FOR DISCLOSURE OF
ORDINANCE REQUIREMENTS, UPON TRANSFER OF PROPERTIES
ABUTTING THE CANALS

Rebecca Lavie, Assistant County Attorney, presented details of the proposed changes to the ordinance, via PowerPoint. She stated that current bulkheads, docks, and non-vessel structures that wouldn't conform to the presented ordinance, would be allowed to remain if in compliance at the time of construction, would not be allowed to expand or enlarge after the effective date of the ordinance, and if damaged or destroyed, would have to be constructed in compliance with current regulations. Additionally, a waiver could be granted for a maximum distance of up to six inches to the requirements, provided there was not a detriment to the public to use the canals. Lavie reviewed the possible alternative language to Sections 3F, 4, 5, 6, and 8 of the ordinance. She requested direction from the Board to bring the item back for a second reading and a vote at that time.

(1:47 p.m.) Johns questioned whether water, sewer, and electric would be permitted on the docks.

(1:48 p.m.) Howard White, Building Official, confirmed that electric and water would be permitted; however, did not see the need for sewer, as the objective was to prevent a boathouse from being used as a dwelling unit.

(1:50 p.m.) Jim Allmond, 239 Treasure Beach Road, expressed his appreciation for the collaborated efforts and looked forward to move to the next phase. He requested additional discussion to tweak the proposed ordinance.

(1:53 p.m.) John Delaney, 240 Treasure Beach Road, referenced Ordinance No. 1997-54, regarding the mandatory compliance. He said the biggest concern of residents were the illegal docks and voiced his concerns with the proposed Ordinance changes.

(1:57 p.m.) Douglas Martin, 253 Treasure Beach Road, suggested additional discussion, regarding language to the proposed Ordinance.

(1:59 p.m.) Bill McClure, 6905 Richards Place, recommended that the combination of bulkhead and dock should be 15 feet, with a max of 5 feet for bulkhead; the height should be consistent with the current structures; and agreed with 20 feet within the cul-de-sacs, the 6 inch waiver and enforcing compliance.

(2:02 p.m.) Smith clarified that in Section 4c, it stated that no dock or other structure shall extend further than 15 feet from the rear property line to the center line of the canal. Lavie stated that was intended to address McClure's point and noted Section 3F, which stated that if a bulkhead was constructed canal-ward of the property line, this shall not increase the maximum distance for docks or non-vessel structures.

(2:04 p.m.) McCormack thanked Lavie for the outstanding job preparing the base document and alternative language for the Board.

(2:05 p.m.) Waldron requested the opinions from residents, regarding the language changes and from the Building Department, regarding the 35 foot height restriction.

(2:07 p.m.) Morris questioned the number of homes that would be out of compliance. Lavie responded that there was currently upwards of 100 active complaints. Discussion ensued on enforcement of non-compliance.

(2:12 p.m.) Jim Acosta, Code Enforcement, stated that there were currently 167 complaints of uncompliant structures and spoke on enforcement of structures that were not required to pull a permit.

(2:14 p.m.) Waldron spoke on the cost factor and leaned more toward wiping the slate clean and starting new.

(2:16 p.m.) Dean voiced his opinion, regarding existing docks becoming compliant.

(2:17 p.m.) Lavie stated that going forward the comments and feedback could be considered and brought back to the Board, for the second reading.

The meeting moved to Regular Agenda Item No. 11.

Item No. 9 was pulled from the Regular Agenda.

9. PUBLIC HEARING, SECOND READING OF AN ORDINANCE, RELATING TO THE SAFE OPERATION OF SMALL UNMANNED AIRCRAFT. AT ITS FEBRUARY 21, 2017, REGULAR MEETING, THE BOARD OF COUNTY COMMISSIONERS AUTHORIZED THE OFFICE OF THE COUNTY ATTORNEY TO DRAFT AN ORDINANCE PROVIDING FOR LIMITED REGULATION OF THE OPERATION OF SMALL UNMANNED AIRCRAFT SYSTEMS, COMMONLY REFERRED TO AS "DRONES," WITHIN THE UNINCORPORATED AREAS OF THE COUNTY, IN ORDER TO ADDRESS LEGITIMATE PUBLIC CONCERNS, REGARDING SAFETY, PRIVACY, NUISANCE, TRESPASS, AND OTHER PROPERTY RIGHTS, IMPLICATED BY THEIR OPERATION. A PROPOSED ORDINANCE WAS PRESENTED TO THE BOARD FOR FIRST READING, AT THE APRIL 18, 2017, MEETING. BASED ON THE BOARD'S DIRECTION AT THE APRIL 18 MEETING, STAFF HAS REVISED THE PROPOSED ORDINANCE TO FOCUS ON AREAS RELATING TO PUBLIC SAFETY, INCLUDING OPERATION OVER OPEN AIR ASSEMBLIES, AND TO PROVIDE AN EXCEPTION FOR MODEL AIRCRAFT, OPERATED UNDER THE SAFETY GUIDELINES OF A NATIONAL ORGANIZATION. THIS PROPOSED ORDINANCE, IF ADOPTED, ADDRESSES THE BOARD'S CONCERNS BY PROHIBITING THE OPERATION OF SMALL UNMANNED AIRCRAFT (A) OVER OPEN AIR ASSEMBLIES WITHOUT THE PROPERTY OWNER'S CONSENT; (B) WHILE UNDER THE INFLUENCE OF DRUGS OR ALCOHOL; (C) THAT IS EQUIPPED WITH A WEAPON; (D) WITH THE INTENT TO CAUSE HARM; (E) RECKLESSLY OR CARELESSLY; OR (F) IN VIOLATION OF ANY FEDERAL OR STATE LAW. THIS ORDINANCE WOULD AUTHORIZE THE ST. JOHNS COUNTY SHERIFF'S OFFICE OR THE CODE ENFORCEMENT DIVISION TO ENFORCE THE ORDINANCE AS A MISDEMEANOR OR BY NONCRIMINAL CITATION. THE ORDINANCE IS EXPRESSLY INTENDED TO NOT CONFLICT WITH ANY APPLICABLE FEDERAL OR STATE LAW OR TO EITHER PROHIBIT OR AUTHORIZE ANY OPERATIONS CONTRARY TO FEDERAL OR STATE LAW

Proof of publication of the notice of public hearing on May 2, 2017, was received, having been published in *The St. Augustine Record* on April 21, 2017.

(05/02/17 - 16 - 1:22 p.m.)

10. HURRICANE MATTHEW DISASTER RECOVERY: EMERGENCY PROTECTIVE MEASURES. IN OCTOBER 2016, HURRICANE MATTHEW INFLECTED SEVERE IMPACTS TO FLORIDA, GEORGIA, SOUTH CAROLINA, AND NORTH CAROLINA, RESULTING IN A PRESIDENTIAL DECLARATION FOR FEDERAL ASSISTANCE, IN CATEGORIES A & B [DEBRIS REMOVAL AND EMERGENCY PROTECTIVE MEASURES,

RESPECTIVELY]. AS PART OF THE INITIAL RECOVERY PROCESS, THE COUNTY TOOK THE NECESSARY ACTIONS BEFORE, DURING, AND AFTER THE DISASTER TO SAVE LIVES, PROTECT PUBLIC HEALTH AND SAFETY, PREVENT DAMAGE TO IMPROVED PUBLIC HEALTH AND SAFETY, AND PREVENT DAMAGE TO IMPROVED PUBLIC PROPERTY. THE COUNTY ESTIMATES THAT THE ELIGIBLE COSTS FOR THESE EMERGENCY PROTECTIVE MEASURES WERE \$1,881,163.20. IT IS ESTIMATED THAT FEMA WILL REIMBURSE UP TO 75% OF ELIGIBLE EXPENDITURES AND THE STATE WILL REIMBURSE UP TO 12.5% OF ELIGIBLE EXPENDITURES, LEAVING ST. JOHNS COUNTY TO FUND THE REMAINING 12.5%. ESTIMATES FOR ELIGIBLE REIMBURSEMENT FOR EXPENSES, RELATED TO ESTABLISHING SAFE PUBLIC BEACH ACCESS ARE AS FOLLOWS: FEMA AT \$1,410,873, STATE AT \$235,145, AND THE COUNTY AT \$235,145. THE COUNTY PORTION IS REQUESTED TO BE TRANSFERRED FROM THE APPROPRIATE FUND RESERVES

Jesse Dunn, Director, OMB, presented details of the emergency measure reimbursements, via PowerPoint.

(1:24 p.m.) Johns questioned the time period for eligibility and whether the General Fund Reserve accounts were being tracked, in order to replace funds. Dunn responded that the initial cost period was 90 days.

(1:29 p.m.) **Motion by Dean, seconded by Morris, carried 5/0, to adopt Resolution No. 2017-146, recognizing and appropriating a Department of Homeland Security FEMA Hurricane Matthew Grant, in an amount not to exceed \$1,410,873 and a State of Florida Division of Emergency Grant, in an amount not to exceed \$235,145, within the Fiscal Year 2017; and Motion to approve the transfer of \$235,145 from the appropriate Fund Reserves.**

RESOLUTION NO. 2017-146

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, RECOGNIZING AND APPROPRIATING A U.S. DEPARTMENT OF HOMELAND SECURITY FEMA GRANT AND A STATE OF FLORIDA, DIVISION OF EMERGENCY MANAGEMENT GRANT, WITHIN THE FISCAL YEAR 2017, GENERAL FUND HURRICANE MATTHEW DEPARTMENT

The meeting moved to Regular Agenda Item No. 8.

(05/02/17 - 17 - 2:18p.m.)

11. DISASTER RECOVERY TEAM NEEDS. IN RESPONSE TO HURRICANE MATTHEW, THE COUNTY HAS SPENT THE PAST SIX MONTHS ADDRESSING RECOVERY NEEDS, INCLUDING ENGAGING IN THE FEDERAL AND STATE PROCESSES, TO SUBMIT FOR MULTIPLE LINES OF RECOVERY FUNDING. TO DATE, THE COUNTY HAS UTILIZED EXISTING STAFF RESOURCES AND EARLY ON, ESTABLISHED A CROSS-DEPARTMENTAL TEAM TO ASSESS, ANALYZE, AND RESPOND TO SHIFTING RECOVERY NEEDS. AS WE SHIFT TO A DIFFERENT PHASE, FOCUSED ON LONGER TERM PROJECT MANAGEMENT, IT HAS BECOME CLEAR THAT THE PROCESS WILL BE ONGOING FOR AN EXTENDED PERIOD, ESTIMATED AT 2 TO 3 YEARS, AND THAT EXISTING RESOURCES WILL NOT BE ABLE TO EFFECTIVELY MANAGE THIS LONG TERM, MULTI-TIERED PROJECT PHASE. TO ADDRESS THE DEMANDS

ASSOCIATED WITH THE ONGOING RECOVERY PROCESS, STAFFING CHANGES ARE REQUIRED, WHICH NECESSITATE BOARD ACTION. IN KEEPING WITH THE CURRENT BUDGETARY RESTRAINTS, TO MINIMIZE HIRING NEEDS, THE COUNTY PROPOSES TO CONTINUE UTILIZING THE ACTIVE WORKGROUP AND WILL EXPAND AND REARRANGE THE SCOPE OF DUTIES OF POSITIONS, AS NEEDED, TO UTILIZE EXISTING EMPLOYEE KNOWLEDGE, SKILLS, AND ABILITIES. TO MINIMIZE EXPENSES, WE WILL CONTINUE TO MANAGE THE OVERALL PROCESS WITH EXISTING STAFF WITH MINOR ADJUSTMENTS. WHERE STAFF ROLES ARE EXPANDED OR REARRANGED FOR DISASTER RECOVERY DIRECTION, ALL ELIGIBLE RELATED COSTS WILL BE TRACKED AND SUBMITTED FOR THE APPROPRIATE FEMA REIMBURSEMENTS. ADDITIONALLY, A MINIMUM OF THREE FULL-TIME POSITIONS (FTES) IS REQUESTED: TWO PROJECT MANAGERS AND ONE PROCUREMENT SPECIALIST, TO MANAGE THE PROCESSES RELATED TO FEMA AND OTHER RELATED DISASTER RECOVERY PROJECT FUNDING AND THE ASSOCIATED CONTRACT, PROCUREMENT, AND ON-GOING PROJECT MANAGEMENT COMPONENTS. IT IS ESTIMATED THAT A SUBSTANTIAL PERCENTAGE OF THE COSTS, (SALARIES, BENEFITS, EQUIPMENT) ASSOCIATED WITH ALL THREE REQUESTED FTES, WILL BE REIMBURSABLE, CONSISTENT WITH FEMA DISASTER RECOVERY AND CDBG GUIDELINES. IT IS ANTICIPATED THAT THE ABOVE STAFFING STRATEGY WILL MEET THE COUNTY'S IMMEDIATE DISASTER RECOVERY MANAGEMENT NEEDS. AS THE PROCESS CONTINUES TO EVOLVE, FUTURE NEEDS MAY BE IDENTIFIED AND RECOMMENDED AT THAT TIME. AS THE DISASTER RECOVERY PHASE NEARS COMPLETION, ORGANIZATIONAL NEEDS WILL BE REASSESSED AND ANY RELATED NEW POSITIONS WILL BE ABSORBED THROUGH ATTRITION, REALLOCATED AT THAT TIME, OR ELIMINATED IF UNNEEDED

Jesse Dunn, Director, OMB, presented details of the request for three full-time positions.

(2:24 p.m.) Smith commented, regarding adding positions and then eliminating them, unless they were consultants, used for that period of time.

(2:25 p.m.) Morris questioned whether our State representatives were doing anything for us.

(2:27 p.m.) Waldron questioned whether the positions could be independent contractors, to reduce the cost of health insurance and retirement.

(2:28 p.m.) Wanchick said that the option to use an independent contractor was not practical. He said the County needed a Director of Disaster Recovery and that Joe Giammanco, Purchasing Manager, performed this duty while in the Coast Guard. He stated that Giammanco would move to the Director of Disaster Recovery position.

(2:32 p.m.) Smith requested Wanchick to address absorbing the positions once they are no longer needed. Wanchick explained that Giammanco would continue to perform his regular job and take on the extra responsibility of the Disaster Recovery position. He said that his assistant would help to backfill Giammanco's responsibilities. Discussion ensued, regarding the positions.

(2:37 p.m.) Dean echoed Smith and Waldron's concerns, regarding hiring and terminating positions.

(2:40 p.m.) Motion by Morris, seconded by Dean, carried 4/1, with Smith dissenting, to approve three full-time positions for the purpose of disaster recovery process support and the associated funding not to exceed \$60,500 from the General Fund and \$26,521 from the Transportation Trust Fund.

(05/02/17 - 19 - 2:41 p.m.)

12. HURRICANE MATTHEW DISASTER RECOVERY: DISASTER RECOVERY CONSULTING SERVICES. IN OCTOBER 2016, HURRICANE MATTHEW INFLECTED SEVERE IMPACTS TO FLORIDA, GEORGIA, SOUTH CAROLINA, AND NORTH CAROLINA, RESULTING IN A PRESIDENTIAL DECLARATION FOR FEDERAL ASSISTANCE IN CATEGORIES A THROUGH G. THE COUNTY SOLICITED A DISASTER RECOVERY CONSULTANT [RFP 17-07R] TO ASSIST THE COUNTY IN MAXIMIZING REIMBURSEMENT AND ENSURE COMPLIANCE, THROUGH BOTH THE FEDERAL AND STATE DISASTER RECOVERY PROCESS. ON DECEMBER 20, 2016, THE COMMISSION AUTHORIZED THE COUNTY ADMINISTRATOR TO NEGOTIATE AND ENTER INTO A CONTRACT WITH ARDURRA GROUP, LLC, FOR DISASTER RECOVERY CONSULTING SERVICES. WITH THE CONTRACT IN PLACE, THE FIRST 3 TASK ORDERS HAVE BEEN ISSUED TO ASSIST THE COUNTY WITH THE COMPILATION OF ALL MATERIALS RELATED TO FEMA'S PROJECT WORKSHEETS: TASK ORDER 1 WAS ISSUED FOR ARDURRA TO PROVIDE EXPERTISE IN IDENTIFYING POTENTIAL REIMBURSABLE PROJECTS, THROUGH FEMA'S PUBLIC ASSISTANCE PROGRAM, WITH AN END DATE OF MARCH 10; TASK ORDER 2 WAS ISSUED FOR ARDURRA TO COMPUTE ELIGIBLE SAND VOLUMES AND IDENTIFY POTENTIAL SAND SOURCES, WITH AN END DATE OF APRIL 15; AND TASK ORDER 3 WAS ISSUED FOR ARDURRA TO ASSIST WITH OBTAINING CDBG-DR FUNDING, WITH AN END DATE OF MAY 8. ST. JOHNS COUNTY'S ESTIMATED DAMAGES, THROUGH WHICH IT WILL SEEK REIMBURSEMENT THROUGH THE FEMA DISASTER RECOVERY PROCESS, COULD STILL PROVIDE IN EXCESS OF \$100 MILLION BACK TO ST. JOHNS COUNTY. IN ORDER FOR THE COUNTY TO CONTINUE OUR RECOVERY, TASK ORDER 4 WILL ALLOW FOR THE CONTINUATION AND EXPANSION OF ARDURRA'S ONGOING SERVICES UNTIL MARCH 10, 2018, ESTIMATED AT \$2,976,714. ALL OF ARDURRA'S TIME, RELATED TO THIS TASK ORDER, IS ELIGIBLE FOR REIMBURSEMENT, THROUGH THE FEMA HURRICANE MATTHEW GRANT. FEMA WILL REIMBURSE UP TO 75% OF ELIGIBLE EXPENDITURES AND THE STATE WILL REIMBURSE UP TO 12.5% OF ELIGIBLE EXPENDITURES, LEAVING ST. JOHNS COUNTY TO FUND THE REMAINING 12.5%. A GENERAL FUND RESERVE TRANSFER, FOR THE COUNTY'S 12.5%, IS REQUESTED IN THE AMOUNT OF \$372,089

Jesse Dunn, Director, OMB, presented details of the request to maintain the Disaster Recovery Consultant.

(2:46 p.m.) Motion by Morris, seconded by Dean, carried 5/0, to adopt Resolution No. 2017-147, authorizing the county administrator, or his designee, to execute Ardurra Task Order 4, substantially in the same form, as attached, and recognizing and appropriating a Department of Homeland Security FEMA Hurricane Matthew Grant, in an amount not to exceed \$2,235,536 and a State of Florida, Division of Emergency Management Grant, in an amount not to exceed \$372,089, within the Fiscal Year 2017, General Fund [Hurricane Matthew Department 0110]; and motion to approve the transfer of \$372,089 from General Fund Reserves to the General Fund [Hurricane Matthew Department 0110]

RESOLUTION NO. 2017-147

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, RECOGNIZING AND APPROPRIATING A U.S. DEPARTMENT OF HOMELAND SECURITY FEMA GRANT AND A STATE OF FLORIDA, DIVISION OF EMERGENCY MANAGEMENT GRANT, WITHIN THE FISCAL YEAR 2017, GENERAL FUND HURRICANE MATTHEW DEPARTMENT

(05/02/17 - 20 - 2:48 p.m.)

13. CONSIDER AN APPOINTMENT TO THE LIBRARY ADVISORY BOARD (LAB). CURRENTLY THERE IS ONE VACANCY ON THE LIBRARY ADVISORY BOARD, DUE TO A RESIGNATION. THE TERM IS THAT OF A CITIZEN REPRESENTING COUNTY COMMISSION DISTRICT 4. PLEASE FIND, ATTACHED FOR YOUR REVIEW AND CONSIDERATION, A RECOMMENDATION FROM THE LIBRARY ADVISORY BOARD AND SEVEN APPLICATIONS (RACHAEL BENNETT, DISTRICT 5, GEORGE F. MCCAUGHAN, DISTRICT 4, SUSAN RICHBOURG PARKER, DISTRICT 5, ANTOINETTE (TONI) SIRIANI, DISTRICT 2, ROBERT WILLIAM STEWART, DISTRICT 1, LISA TAYLOR, DISTRICT 5 AND KAREN S. ZANDER, DISTRICT 5)

Melissa Lundquist, Assistant to the Board of County Commissioners, presented details of the LAB vacancies, via PowerPoint.

(2:50 p.m.) Motion by Johns, seconded by Morris, carried 5/0, to appoint Toni Siriani to the Library Advisory Board for a partial term, scheduled to expire September 30, 2017.

(05/02/17 - 20 - 2:51 p.m.)

COMMISSIONERS' REPORTS

Commissioner Waldron

Waldron requested an update on the burn ban. Wanchick responded that St. Johns County was not in need of a burn ban at this time; however, paperwork was being prepared in case the need was to arise. Additionally, Waldron questioned when the Porpoise Point/Vilano Beach project would wrap up. Wanchick said by the first of the month.

Commissioner Morris

No report.

Commissioner Dean

No report.

Commissioner Smith

(2:52 p.m.) Smith questioned whether County employees were considered in Consent Agenda Item 7, regarding the residents on County property, for security purposes. Locklear stated that the Contract was the policy, which stated government employees. Smith said that if the Board agreed, he preferred to see County employees considered.

(2:44 p.m.) McCormack stated that the Board could give direction for the contract to include a preference to use qualified St. Johns County employees. Locklear requested not to reopen the item; however, to include language of preference to County employees in future items dealing with the same issue.

Smith thanked Vanco Farms for their business in Hastings, and staff for their efforts in obtaining the Temporary Permit of Occupancy necessary, in order to get the crop harvested. Smith gave an agriculture update, including the dry conditions in the County and requested that staff compile a summary of actions requested during commissioner comments.

Commissioner Johns

(2:59 p.m.) Johns requested that staff review the list of three items he requested from each commissioner. He thanked staff for keeping the items in focus. Additionally, he wished all mothers a Happy Mother's Day.

(05/02/17 - 21 - 3:01 p.m.)

COUNTY ADMINISTRATOR'S REPORT

Wanchick suggested, with Board approval, changing the approach for the Administrative Budget Hearing process by holding evening meetings, after 5:00 p.m. in the Administration Building Auditorium, broadcasted on Government Television (GTV), in order to reach the community for a better understanding of the budget. He suggested meeting dates of May 24th, 25th, and 26th. Wanchick requested feedback from the Board on his suggestions.

(3:05 p.m.) Morris noted that the budget meeting usually last six to eight hours and questioned how long an evening meeting would run. Wanchick explained that there would be designated time frames for each department. Discussion ensued on revising the budget process. Johns said they would consider the suggestion and get back with Wanchick.

(3:07 p.m.) Wanchick spoke on the policy, regarding the use of the auditorium for other meeting. Morris and Johns agreed that they should not open the auditorium to the general public.

(05/02/17 - 21 - 3:15 p.m.)

COUNTY ATTORNEY'S REPORT

McCormack spoke on the potential for a burn ban and the process, should it arise. He stated that the new language in Florida Legislature House Bill 735, Section 163.035, ordinances or regulations relating to customary use of real property, was not beneficial to St. Johns County. He sent his concerns to State Representatives Stevenson and Renner and requested the Board to authorize the Chair to send a letter of concern requesting to remove the language in the Bill. He said the Bill had been approved by the House; however, it still had to go the Senate and Governor. Discussion ensued.

Consensus was given authorizing the Chair to send a letter of concern to the Governor regarding a portion of the language in HB 735, Section 263.035.

(3:26 p.m.) McCormack commented on the agreement between St. Johns County and University of Florida, regarding the Agricultural Extension Director. Additionally, he thanked the Board for their consideration with his contract and thanked the members of the County Attorney's Office.

(05/02/17 - 22 - 3:28 p.m.)
CLERK OF COURT'S REPORT

No report.

(05/02/17 - 22 - 3:28 p.m.)
ADJOURN

With there being no further business to come before the Board, Johns adjourned the meeting at 3:28 p.m.

REPORTS:

1. St. Johns County Board of County Commissioners Check Register, Check Nos. 544658-544730, totaling \$48,744.45 and Voucher Register, Voucher Nos. 28365-28458, totaling \$60,356.99 (4/19/17)
2. St. Johns County Board of County Commissioners Check Register, Check Nos. 544731-544976, totaling \$2,552,969.88 and Voucher Register, Voucher Nos. 28459-28527, totaling \$680,151.37 (4/25/17)
3. St. Johns County Board of County Commissioners Check Register, Check Nos. 544977-545008, totaling \$43,098.39 and Voucher Register, Voucher Nos. 28528-28529, totaling \$1,560.45 (4/27/17)
4. St. Johns County Board of County Commissioners Check Register, Check Nos. 545009-545024, totaling \$301,067.40 (4/25/17)
5. St. Johns County Board of County Commissioners Voucher Register, Voucher Nos. 228530-28531, totaling \$9,407.52 (4/27/17)
6. St. Johns County Board of County Commissioners Check Register, Check Nos. 545025, totaling \$36,356.43 (4/28/17)

CORRESPONDENCE:

Approved _____ June 6 _____, 2017

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: _____
James K. Johns, Chair

ATTEST: HUNTER S. CONRAD, CLERK

By: *Pam Halterman*
Deputy Clerk

