

**MINUTES OF MEETING  
BOARD OF COUNTY COMMISSIONERS  
ST. JOHNS COUNTY, FLORIDA  
JULY 21, 2020  
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:       Jeb S. Smith, District 2, Chair  
              James K. Johns, District 1  
              Henry Dean, District 5  
              Patrick McCormack, County Attorney  
              Sindy Wiseman, Deputy Clerk

Also present: Brad Bradley, Deputy County Administrator Chief of Staff; and Joy Andrews, Deputy County Administrator of Strategic Affairs

Absent: Jeremiah R. Blocker, District 4, Vice Chair; Paul M. Waldron, District 3; and Hunter S. Conrad, County Administrator

(07/21/20 - 1 - 9:00 a.m.)  
CALL TO ORDER

Smith called the meeting to order. He provided opening comments regarding remote public participation.

(07/21/20 - 1 - 9:02 a.m.)  
ROLL CALL

The clerk called the roll. Commissioner's Smith, Dean, and Johns were present. Commissioner Blocker participated remotely, and Commissioner Waldron was absent.

(07/21/20 - 1 - 9:02 a.m.)  
INVOCATION

Matt McCloghry, Colonial Church, gave the invocation.

(07/21/20 - 1 - 9:04 a.m.)  
PLEDGE OF ALLEGIANCE

Dean led the Pledge of Allegiance.

(07/21/20 - 1 - 9:04 a.m.)  
RETIREMENT RECOGNITION OF DANIEL MARKUS

Debra Rhodes Gibson, Director of the St. Johns County Library System, presented comments regarding the accomplishments of Daniel Markus. She wished him well on his retirement journey.

(9:08 a.m.) Markus expressed his appreciation for the opportunity to serve the County.

(9:10 a.m.) Bradley provided current data on COVID-19 cases. Dean questioned the Intensive Care Unit bed availability in Flagler Hospital. Joe Giammanco, Interim Director of Emergency Management, responded.

(9:13 a.m.) Dr. Dawn Allicock, Director of Health and Human Services, provided a COVID-19 update. She reviewed testing statistics; the hospitalization rate, the mortality rate, transmission statistics, mitigation strategies (facial coverings, social distancing, and testing, including asymptomatic testing); and on monitoring and contact tracing procedures.

(9:30 a.m.) Smith questioned retest data. Allicock stated that the retested data was kept separate from first time tests. Johns questioned whether the spread was strictly through saliva droplets or whether it was also airborne transmission. Allicock responded that there was airborne transmission as well. Blocker asked Allicock for her specific recommendations. Allicock stated that she supported wearing masks, social distancing, staying home if ill, good hygiene, avoiding closed spaces, avoiding crowded places, and avoiding close contact settings.

(9:38 a.m.) Giammanco provided an update of distributed Personal Protection Equipment (PPE) and testing sites. Additionally, he provided an update on the hurricane preparedness plan and provided contact information for medical and general concerns. Discussion ensued.

(9:48 a.m.) Blocker requested an update on measures taken to protect employees and the public at County facilities. Andrews responded that the County was tracking anyone exposed to the virus, following Centers for Disease Control (CDC) and Department of Health (DOH) guidelines, allowing the maximum number of employees to work from home, implementing social distancing in office operations and conference gatherings, employee self-screening prior to entering the building, and utilizing teleconferencing as much as possible. Blocker requested staff to consider periodic temperature checks.

(07/21/20 - 2 - 9:52 a.m.)

#### PUBLIC COMMENT

McCormack noted that Consent Agenda Item 2 was intended to be placed on the Regular Agenda and would have its own public comment. Dean stated that all comments related to COVID-19 or face masks would be heard during public comment.

(9:55 a.m.) Wendy Seth, 2714 Las Calinas Boulevard, spoke on the need for a mandatory mask ordinance.

(9:58 a.m.) Tom Reynolds, 50 Brigantine Court, voiced his concerns with COVID-19, including the person-to-person passing of e-cigarettes, and the importance of wearing safety glasses.

(10:01 a.m.) Larry Farnsworth, 157 Moses Creek Boulevard, spoke in support of a mandatory mask ordinance.

(10:04 a.m.) John Grexa, 548 Domenico Circle, spoke on the percentage of positive COVID-19 cases and the number of available hospital bed.

(10:06 a.m.) Barbara McCarthy, 161 Tree Side Lane, spoke in support of a mandatory mask ordinance.

(10:08 a.m.) Tracy Whittstein, 135 Tree Side Lane, spoke in support of a mandatory mask ordinance.

(10:11 a.m.) Alan Whittstein, 135 Tree Side Lane, spoke in support of a mandatory mask ordinance.

(10:14 a.m.) Ron Naman, 29 Tree Side Lane, spoke in support of a mandatory mask ordinance.

(10:17 a.m.) BJ Kalaidi, 8 Newcomb Street, spoke in opposition of a mandatory mask ordinance. Additionally, she questioned the number of County employees that had tested positive for COVID-19.

(10:20 a.m.) McCormack noted that a constituent of Dr. Ruth Hope provided material pertaining to Consent Agenda Item 14, from the last BCC meeting, including a letter requesting a mask mandate and signed petition of a mask ordinance, *Exhibit A*.

(10:22 a.m.) Russel Bodoff, 364 Tree Side Lane, spoke in support of a mandatory mask ordinance.

(10:24 a.m.) Ed Slavin, P.O. Box 3084, spoke in support of a mandatory mask ordinance. Additionally, he spoke on the need for a Chief Economist to advise the Board.

(07/21/20 - 3 - 10:27 a.m.)

DELETIONS TO THE CONSENT AGENDA

Dean requested that Consent Agenda Item 2 be pulled and added to the Regular Agenda as Regular Agenda Item 6.

(07/21/20 - 3 - 10:28 a.m.)

APPROVAL OF CONSENT AGENDA

**Motion by Dean, seconded by Blocker, carried 4/0, via roll call vote, with Waldron absent, to approve the Consent Agenda, as amended.**

1. Motion to approve the Cash Requirement Report

*(Consent Agenda Item 2 was added to the Regular Agenda as Item 6.)*

2. Motion extending the local state of emergency for an additional seven-day period
3. Motion to adopt **Resolution No. 2020-264**, approving the final plat for Marsh Point Subdivision

#### **RESOLUTION NO. 2020-264**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PLAT FOR MARSH POINT SUBDIVISION**

4. Motion to adopt **Resolution No. 2020-265**, approving the final plat for Shearwater, Phase 2E

#### **RESOLUTION NO. 2020-265**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PLAT FOR SHEARWATER, PHASE 2E**

5. Motion to approve recommendation of the Osceola Capture Site, Old Spanish Chimney, Nease House, and Alpine Groves Resource Group, for consideration by the State of Florida, as proposed sites for the National Register of Historic Places

6. Motion to adopt **Resolution No. 2020-266**, authorizing the notice required by Section 336.10, F.S., for a Public Hearing on August 18, 2020, at 9:00 a.m., or at a date and time as soon thereafter as possible, to hear a request for the vacation of an unopened alley, located between Block 18, Lots 7-12, and Block 18, Lots 1-4, and 13, and Block 18, Lots 5-6, within the Rothschild's Addition subdivision

**RESOLUTION NO. 2020-266**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, SETTING A PUBLIC HEARING DATE OF AUGUST 18, 2020, AT 9:00 A.M., TO HEAR A REQUEST FOR THE VACATION OF AN UNOPENED ALLEY, LOCATED BETWEEN BLOCK 18, LOTS 7-12, AND BLOCK 18, LOTS 1-4, 13, AND BLOCK 18, LOTS 5-6, WITHIN THE ROTHSCHILD'S ADDITION SUBDIVISION**

7. Motion to adopt **Resolution No. 2020-267**, accepting a Bill of Sale for bulkhead improvements at the east end of Fourth Street, in North Beach subdivision

**RESOLUTION NO. 2020-267**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A BILL OF SALE FOR BULKHEAD IMPROVEMENTS AT THE EAST END OF FOURTH STREET, IN NORTH BEACH SUBDIVISION**

8. Motion to adopt **Resolution No. 2020-268**, authorizing the county administrator, or his designee, to award Bid No. 20-69, Pine Lakes Pump Station Upgrade, to G&H Underground Construction, Inc., as the lowest, responsive, responsible bidder, and to execute an agreement, in substantially the same form and format as attached, for the completion of the project as provided in Bid No. 20-69, for a lump sum price of \$244,243

**RESOLUTION NO. 2020-268**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO AWARD BID NO. 20-69; PINE LAKES PUMP STATION UPGRADE, TO G & H UNDERGROUND CONSTRUCTION, INC.; AND TO EXECUTE AN AGREEMENT FOR COMPLETION OF THE WORK**

9. Motion to adopt **Resolution No. 2020-269**, authorizing the county administrator, or his designee, to enter into negotiations with the top ranked firm, Geosyntec Consultants, Inc., under RFQ No. 20-39, Hydrogeological Services, for the Closed Tillman Ridge, Phase II Landfill; and, upon successful negotiations, to award and execute a contract with Geosyntec Consultants, Inc., to perform the work; and in the event negotiations are unsuccessful, further authorizing the county administrator, or designee, to enter into negotiations with the next successively ranked respondent(s) until an agreement is reached

**RESOLUTION NO. 2020-269**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO ENTER INTO NEGOTIATIONS; AND, UPON SUCCESSFUL NEGOTIATIONS, AWARD AND EXECUTE A CONTRACT WITH GEOSYNTEC CONSULTANTS, INC., AS THE NUMBER ONE RANKED FIRM, FOR HYDROGEOLOGICAL SERVICES, UNDER RFQ NO. 20-39, HYDROGEOLOGICAL SERVICES, FOR THE CLOSED TILLMAN RIDGE PHASE II LANDFILL**

10. Motion to adopt **Resolution No. 2020-270**, authorizing the county administrator, or his designee, to award Bid No. 20-70, Mayo Clinic (LS 114), Corpus Christi (LS 115), and I-95 Rest Area (Mile Marker 302) North Bound (LS 118) Lift Station Upgrades to Danus Utilities, Inc., as the lowest, responsive, responsible bidder; and to execute an agreement, in substantially the same form and format as attached, for the completion of the project as provided in Bid No. 20-70, for a lump sum price of \$1,004,847

**RESOLUTION NO. 2020-270**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO AWARD BID NO. 20-70, MAYO CLINIC (PS 114), CORPUS CHRISTI (PS 115), AND I-95 REST AREA (MILE MARKER 302) NORTH BOUND (PS 118) LIFT STATION UPGRADES TO DANUS UTILITIES, INC.; AND TO EXECUTE AN AGREEMENT FOR COMPLETION OF THE WORK**

11. Motion to adopt **Resolution No. 2020-271**, authorizing the county administrator, or designee, to issue and execute Task Order Nos. 4 and 5 under RFQ No. 20-21, providing for Jones Edmunds and Associates, Inc., to perform design, permitting, and construction services, for the Big Soeey area of Hastings, Florida, and South Holmes Boulevard, as described herein, at not-to-exceed amounts of \$586,604 and \$611,318, respectively

**RESOLUTION NO. 2020-271**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO APPROVE TASK ORDER(S) NO. 4 AND NO. 5 TO JONES EDMUNDS AND ASSOCIATES, INC., UNDER RFQ NO. 20-21, (MASTER CONTRACT NO: 20-MCC-JON-11984) FOR DESIGN, PERMITTING, AND SERVICES DURING CONSTRUCTION, FOR THE BIG SOOEY AREA OF HASTINGS, FLORIDA, AND THE SOUTH HOLMES BOULEVARD PROJECT AREA**

12. Motion to adopt **Resolution No. 2020-272**, recognizing and appropriating excess funds returned by the U.S. Army Corps of Engineers from the 3rd renourishment of the St. Johns (St. Augustine Beach) Shore Protection Project within the Fiscal Year 2020 Tourist Development Tax Trust Fund budget

**RESOLUTION NO. 2020-272**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, RECOGNIZING AND APPROPRIATING EXCESS FUNDS RETURNED BY THE U.S. ARMY CORPS OF ENGINEERS FROM THE 3RD RENOURISHMENT OF THE ST. JOHNS COUNTY SHORE PROTECTION PROJECT (ST. AUGUSTINE BEACH) WITHIN THE FISCAL YEAR 2020 TOURIST DEVELOPMENT TAX TRUST FUND**

13. Motion to adopt **Resolution No. 2020-273**, ratifying the county administrator's execution of Amendment No. 23 to the Community Based Care Contract No. NJ206 between St. Johns County, Florida, and the State of Florida, Department of Children and Families, which inserts Attachment II-F, Schedule of Funds for Fiscal Year 2019-2020, dated June 30, 2020; and recognizing and appropriating an associated \$54,698 within the Fiscal Year 2020 Community Based Care Fund

**RESOLUTION NO. 2020-273**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, RATIFYING THE COUNTY ADMINISTRATOR'S EXECUTION OF THE TWENTYTHIRD AMENDMENT TO CONTRACT NO. NJ206 BETWEEN ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS AND THE DEPARTMENT OF CHILDREN AND FAMILIES; AND RECOGNIZING UNANTICIPATED REVENUE**

14. Motion to adopt **Resolution No. 2020-274**, approving the terms, provisions, conditions, and requirements of the U.S. Department of Housing and Urban Development Fiscal Year (FY) 20 Housing Counseling Grant Agreement between St. Johns County, Florida, and the Department of Housing and Urban Development; authorizing the county administrator, or designee, to execute the agreement, substantially in the same form as attached, on behalf of the County; amending the FY 2020 General Fund Budget to receive unanticipated revenue; and authorizing the appropriation to the Housing Department

**RESOLUTION NO. 2020-274**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS OF THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FISCAL YEAR (FY) 20 HOUSING COUNSELING GRANT AGREEMENT BETWEEN ST. JOHNS COUNTY, FLORIDA, AND THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY, SUBSTANTIALLY IN THE SAME FORM AS ATTACHED; AMENDING THE FY 2020 GENERAL FUND BUDGET TO RECEIVE UNANTICIPATED REVENUE; AND AUTHORIZING THE APPROPRIATION TO THE HOUSING DEPARTMENT**

15. Motion to adopt **Resolution No. 2020-275**, authorizing the chair to sign HUD-7082, Funding Approval/Agreement for CDBG-CV funds; and authorizing the county administrator, or his designee, to submit to Housing and Urban Development (HUD) the signed HUD-7082 Funding Approval/Agreement for CDBG-CV and a schedule of indirect cost rates

**RESOLUTION NO. 2020-275**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE CHAIR OF THE BOARD, OR HIS DESIGNEE, TO SIGN AND SUBMIT THE FUNDING APPROVAL/AGREEMENT AND A SCHEDULE OF INDIRECT COST RATES TO RECEIVE \$585,519 IN SUPPLEMENTAL COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS, TITLED CDBG-CV, FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

16. Motion to approve minutes:
- June 16, 2020, BCC Regular
  - June 23, 2020, BCC Special
  - June 30, 2020, BCC Special
17. Proofs:
- a. Proof: Request for Bids, Bid No. 20-59; CDBG-DR Project, Avenue D and Tart Road Drainage Improvements, published on May 15, 2020, and May 22, 2020, in *The St. Augustine Record*
  - b. Proof: Request for Bids, Bid No. 20-72; State Road 207, Water Main Extension, Phase I, published on May 29, 2020, and June 5, 2020, in *The St. Augustine Record*
  - c. Proof: Request for Proposals, RFP No. 20-62; Security Guard Services, published on May 29, 2020, and June 5, 2020, in *The St. Augustine Record*
  - d. Proof: Notice of Special Meeting, Issuance of Notes on June 11, 2020, for purposes of executing various closing documents and other instruments relating to the County's issuance of its St. Johns County, Florida, Taxable Special Obligation Revenue Note, Series 2020A and 2020B, published on June 8, 2020, in *The St. Augustine Record*
  - e. Proof: Notice of Action, Unclaimed Monies, published on June 12, 2020, in *The St. Augustine Record*
  - f. Proof: SA Request for Qualifications, RFQ No. 20-16; Design Build for Replacement of Public Works Fuel Tanks, published on June 5, 2020, and June 12, 2020, in *The St. Augustine Record*
  - g. Proof: Request for Bids, Bid No. 20-71; Surplus and Auction Services, published on June 10, 2020, and June 17, 2020, in *The St. Augustine Record*

(07/21/20 - 7 - 9:?? a.m.)

ADDITIONS/DELETIONS TO THE REGULAR AGENDA

There were none.

(07/21/20 - 7 - 9:?? a.m.)

APPROVAL OF REGULAR AGENDA

**Motion by Dean, seconded by Johns, carried 4/0, via roll call vote, with Waldron absent, to approve the Regular Agenda, as amended.**

(07/21/20 - 8 - 10:29 a.m.)

1. VISITOR AND CONVENTION BUREAU'S REPORT ON MARKETING EFFORTS FOR THE REPUBLICAN NATIONAL CONVENTION. THE ST. JOHNS COUNTY VISITOR AND CONVENTION BUREAU WILL PROVIDE AN UPDATE ON THE TOURISM INDUSTRY'S EFFORTS TO LEVERAGE THE AUGUST 2020 REPUBLICAN NATIONAL CONVENTION EVENTS FOR BOTH SHORT AND LONG-TERM ECONOMIC GAINS IN ST. JOHNS COUNTY

Richard Goldman, Visitors and Convention Bureau (VCB) President and CEO, presented the details of the marketing efforts for the Republican National Convention (RNC) event and the economic impact for St. Johns County, via PowerPoint.

(10:38 a.m.) Susan Phillips, Director of Tourism Promotion, spoke on the welcome letter sent by the chair, along with the Travel Planner to be placed in various hotels in St. Johns County, *Exhibit A*. Additionally, she played a video on the RNC, *Exhibit B*.

(10:43 a.m.) Johns commented on the gathering limitations.

(10:46 a.m.) Subsequently, Tom Reynolds, 50 Brigantine Court, voiced his concerns with the. Additionally, he voiced his concerns with VCB advertisements not naming St. Augustine Beach.

(07/21/20 - 8 - 10:44 a.m.)

2. DISCUSSION OF SENATE BILL (SB) 1066. SB 1066 (LAWS OF FLORIDA, CHAPTER 2020-58) AMENDS SECTION 163.31801, F.S. AND INCLUDES THE PROVISION: "IMPACT FEE CREDITS ARE ASSIGNABLE AND TRANSFERABLE AT ANY TIME AFTER ESTABLISHMENT FROM ONE DEVELOPMENT OR PARCEL TO ANY OTHER THAT IS WITHIN THE SAME IMPACT FEE ZONE OR IMPACT FEE DISTRICT, OR THAT IS WITHIN AN ADJOINING IMPACT FEE ZONE OR IMPACT FEE DISTRICT, WITHIN THE SAME LOCAL GOVERNMENT JURISDICTION AND RECEIVES BENEFITS FROM THE IMPROVEMENT OR CONTRIBUTION THAT GENERATED THE CREDITS." THIS PROVISION BECAME EFFECTIVE JULY 1, 2020

Patrick F. McCormack, County Attorney, presented the details of SB 1066, via PowerPoint. The amendments to Section 163.31801, F.S., which among other things, added Subsection 8 included the following provision: "Impact fee credits, became effective July 1, 2020". He said that some issues with the bill were whether the application was prospective versus retrospective; which if retrospective, made an issue with "Impairment of Contract", and an issue as an "Unfunded Mandate"; Additionally, he stated that the amendments affected existing road impact fee credits and collection of impact fees, time and cost of tracking and processing credit transfers, time and cost for the analysis of the received benefit of contribution to transferee development, and the negative financial affect to the County's impact fee revenue.

(11:13 a.m.) Phong Nguyen, Transportation Director, spoke on the impact of the amendments to existing developments, stating that the impacts would depend on the option the Board selected regarding the transfer of impact fee credits. Discussion ensued on the number of built-out developments with outstanding credits. Blocker suggested getting an advisory opinion from the Attorney General. Johns suggested holding a community meeting to gain input from the community.

(11:26 a.m.) Smith asked for the correct version of Section 163.31801.

(11:28 a.m.) John Kinsey, 1 Town Center Road, Suite 600, Boca Raton, Florida, voiced his concerns with existing development impact fee credits.



(11:32 a.m.) Tom Ingram, 233 East Bay Street, Jacksonville, Florida, voiced his concerns with being fair and predictable.

(11:35 a.m.) Ellen Avery-Smith, Rogers Towers, 100 Whetstone Place, spoke on following the law and being consistent.

(11:39 a.m.) Ed Slavin, P.O. Box 3084, spoke on filing a Declaratory Judgment and Injunctive Relief; and revising the impact fees.

(11:42 a.m.) Allan Whittstein, 135 Tree Side Lane, questioned the outcome of the discussion of the mask issue.

(11:43 a.m.) BJ Kalaidi, 8 Newcomb Street, suggested gathering clarity on all the questions raised.

Brad Bulthuis, Senior Assistant County Attorney, entered the meeting at 11:45 a.m.

(11:46 a.m.) Bulthuis provided additional comments on the amendments and stated that the intent was prospectively unless the statute specifically stated that it was retrospectively.

(11:49 a.m.) Dean questioned the past practice of the County. Discussion ensued.

**(11 58 a.m.) Motion by Blocker, seconded by Dean, carried 4/0, via roll call vote, with Waldron absent, for the chair to draft a letter to the Florida Attorney General asking whether the statute was used prospectively or retrospectively [in Subsection 8 of the Florida Statute].**

(11:59 a.m.) McCormack requested that the chair allow his input with drafting the letter.

(12:01 p.m.) Nguyen provided additional information regarding the fee schedule and the impact fee credit.

(07/21/20 - 9 - 12:06 p.m.)

3. PUBLIC HEARING, LDC AMENDMENT, ARTICLE VI "ROADWAY DESIGN". AMENDS ARTICLE VI, SECTION 6.04.07.F.1.E "PAVEMENT DESIGN" TO ALLOW THE SUBGRADE ON LOCAL ROADWAYS WITH LESS THAN 2000 ANNUAL AVERAGE DAILY TRIPS (AADT) TO BE DESIGNED BY A REGISTERED PROFESSIONAL IN ACCORDANCE WITH SECTION 5.2.2. OF THE FDOT JANUARY 2020 PUBLISHED FLEXIBLE PAVEMENT DESIGN MANUAL

Proof of publication of the notice of public hearing on LDC Amendment - Article VI "Roadway Design", was received, having been published in *The St. Augustine Record* on June 18, 2020, and July 7, 2020.

Duane Kent, County Engineer, provided the details of the amendment, via PowerPoint.

(12:13 p.m.) Johns questioned whether the amendment would be retroactive to unconstructed previously approved projects. Kent stated that those roadway sections could potentially be redesigned.

(12:14 p.m.) Dick D'Souza, Chief Engineer for Growth Management, stated that the amendment would not be retroactive and anyone that wanted to modify the plan would have to submit a modification to the construction plan.

(12:15 p.m.) Motion by Johns, seconded by Dean, carried 4/0, with Waldron absent, via roll call vote, to enact Ordinance No. 2020-35, approving the proposed amendment to the Land Development Code, based on the modifications being consistent with Florida Law and the St. Johns County Comprehensive Plan.

ORDINANCE NO. 2020-35

AN ORDINANCE OF ST. JOHNS COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, AMENDING THE LAND DEVELOPMENT CODE, ORDINANCE NO. 99-51, AS AMENDED, PROVIDING FOR FLEXIBILITY IN ROADWAY DESIGN; PROVIDING FOR AN ALTERNATIVE ROADWAY DESIGN, IN LIEU OF STANDARDS SET FORTH WITHIN THE LAND DEVELOPMENT CODE; SPECIFICALLY AMENDING ARTICLE VI, PART 6.04.00 "ROADWAYS, DRAINAGE, AND UTILITIES STANDARDS", SECTION 6.04.07.F.1.E 'PAVEMENT DESIGN'; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR MODIFICATION DURING PUBLIC HEARING; PROVIDING FOR INCLUSION AND CODIFICATION INTO THE LAND DEVELOPMENT CODE; PROVIDING FOR CORRECTION OF SCRIVENERS ERRORS; PROVIDING FOR FINDINGS OF FACT; FINDINGS OF CONSISTENCY; SEVERABILITY; AND AN EFFECTIVE DATE

(07/21/20 - 10 - 12:15 p.m.)

4. ST. JOHNS COUNTY'S 200TH ANNIVERSARY CELEBRATION. AS ONE OF FLORIDA'S TWO ORIGINAL COUNTIES ESTABLISHED ON JULY 21, 1821, ST. JOHNS COUNTY WILL CELEBRATE ITS 200TH ANNIVERSARY IN 2021. DURING THE MARCH 3, 2020, BOARD OF COUNTY COMMISSIONERS MEETING, THE BOARD HEARD FIVE DIFFERENT OPTIONS FOR CONSIDERATION TO COMMEMORATE THIS MILESTONE. THIS PROPOSAL INCLUDES THE TWO OPTIONS CHOSEN BY THE BOARD, AS WELL AS BOARD DIRECTION REGARDING ADDITIONAL CELEBRATION COMPONENTS

Michael Ryan, Director, Communications Division, presented the details of the options for the 200th celebration, via PowerPoint.

(12:22 p.m.) Tom Reynolds, 50 Brigantine Court, spoke on the importance of creating a large event.

(12:23 p.m.) BJ Kalaidi, 8 Newcomb Street, voiced her concerns with the cost of a large celebration.

(12:26 p.m.) Ed Slavin, P.O. Box 3084, spoke on the importance of creating a large event.

(12:28 p.m.) Motion by Johns, seconded by Dean, carried 4/0, with Waldron absent, via roll call vote, to approve the proposed St. Johns County 200th Anniversary Celebration, to allocate \$15,000 from the General Fund for ceremony costs, and allow staff to seek additional funding from other sources.

(07/21/20 - 11 - 12:28 p.m.)

5. CONSIDER APPOINTMENTS TO THE HEALTH AND HUMAN SERVICES ADVISORY COUNCIL. THERE ARE CURRENTLY TWO VACANCIES ON THE HEALTH AND HUMAN SERVICES ADVISORY COUNCIL (HHSAC). BOTH VACANCIES ARE DUE TO EXPIRED TERMS. ONE VACANCY REQUIRES THE APPOINTMENT OF A PROFESSIONAL FROM THE DISCIPLINES IN HEALTH AND HUMAN SERVICES. THE SECOND VACANCY REQUIRES AN AT LARGE MEMBER, INCLUDING BUT NOT LIMITED TO SUCH COMPATIBLE AREAS AS BUSINESS, BANKING AND FINANCE, EDUCATION, LAW ENFORCEMENT, COMMUNITY RELIGIOUS LEADERS, CONSUMERS, AND ANY OTHER INTERESTED PARTIES COMPRISING THE GENERAL PUBLIC. PLEASE FIND ATTACHED FOR YOUR REVIEW AND CONSIDERATION A LETTER OF RECOMMENDATION FROM THE HEALTH AND HUMAN SERVICES ADVISORY COUNCIL, ALONG WITH SEVENTEEN APPLICATIONS (KELLY BATTELL - DISTRICT 3, ROBERT F. BLOOD - DISTRICT 1, RUSSELL BODOFF - DISTRICT 4, KAYLA COLLINS - DISTRICT 3, CHARLES A. DALY - DISTRICT 3, ALLEN DROZD - DISTRICT 3, KIM ELMORE - DISTRICT 3, WHITNEY KERSEY GRAVES - DISTRICT 3, JANET L. KARY - DISTRICT 4, LORRAINE KEITH - DISTRICT 5, KEVIN KENNEDY - DISTRICT 1, SHANDRA KOLER - DISTRICT 5, MORRIS MAPLE - DISTRICT 5, TIM A. PRIBISCO - DISTRICT 3, JOSEPH A. THOMASINO - DISTRICT 4, DR. JULIE WATSON - DISTRICT 5, AND BRITTANY WOOD - DISTRICT 4)

Melissa A. Lundquist, Assistant to the Board of County Commissioners, presented the details of the vacancies.

**(12:29 p.m.) Motion by Smith, seconded by Dean, carried 4/0, with Waldron absent, via roll call vote, to appoint Kelly Battell, to the Health and Human Services Advisory Council, for a full four-year term scheduled to expire July 21, 2024, (At-Large); and Motion to appoint Charles Daily, to the Health and Human Services Advisory Council, for a full four-year term scheduled to expire July 21, 2024, (Health and Human Services Professional).**

*(Formerly Consent Agenda Item 2.)*

(07/21/20 - 11 - 12:31 a.m.)

6. MOTION TO ADOPT AN EMERGENCY PROCLAMATION, EXTENDING THE LOCAL STATE OF EMERGENCY FOR AN ADDITIONAL SEVEN-DAY PERIOD

Dean presented a request to mandate facial coverings.

**(12:34 p.m.) Motion by Dean, failed for lack of a second, to direct the county administrator to immediately, by executive order, issue a mandate for facial coverings for St. Johns County.**

(12:35 p.m.) Blocker suggested amending the motion to start with County controlled facilities. Discussion ensued on the criteria of the proposal.

**(12:37 p.m.) Motion by Dean, seconded by Blocker, carried 3/1, via roll call vote, with Smith dissenting, Waldron absent, to direct the county administrator, or designee, to implement that masks be worn in all County facilities, effective immediately, via executive/emergency order of the county administrator.**

(12:41 p.m.) Discussion ensued on the guidelines of the emergency order.

(12:42 p.m.) Tom Reynolds, 50 Brigantine Court, spoke in support of mandatory masks for government facilities and suggested adding safety glasses.

(12:44 p.m.) Ed Slavin, P.O. Box 3084, spoke in support of mandatory masks for government facilities and suggested using CARES Act funding to supply the masks for the facilities.

(12:46 p.m.) Dawn Wright, 353 Wild Cypress Circle, spoke in support of a mandatory mask order.

(12:47 p.m.) BJ Kalaidi, 8 Newcomb Street, spoke in opposition of mandating facial coverings; and on mask enforcement. Additionally, she requested from staff, the data for the number of County employees who have tested positive for COVID-19.

(12:51 p.m.) There was additional discussion on the motion.

(12:58 p.m.) **Motion by Dean, seconded by Johns, carried 4/0, with Waldron absent, via roll call vote, to adopt Emergency Proclamation No. 2020-24, extending the local state of emergency, for an additional seven-day period.**

#### EMERGENCY PROCLAMATION NO. 2020-24

#### A PROCLAMATION EXTENDING THE DECLARATION OF A STATE OF LOCAL EMERGENCY, AS PROVIDED BY CHAPTER 252, PART I, FLORIDA STATUTES AND BY ST. JOHNS COUNTY ORDINANCE NO. 2019-40

(07/21/20 - 12 - 12:59 p.m.)  
COMMISSIONERS' REPORTS

#### Commissioner Dean

Dean noted that he would not be available for the July 28, 2020, special meeting, extending the local state of emergency.

#### Commissioner Blocker

(1:00 p.m.) Blocker expressed sentiments for Commissioner Waldron and his family. Additionally, he spoke on first responders' and the Boards' efforts with the COVID-19 pandemic.

#### Commissioner Johns

(1:02 p.m.) Johns spoke on the 2020 Census. He noted the reimbursement owed to the County of more than \$300,000, from the ongoing beach renourishment program. Additionally, he commented on wearing masks only where deemed necessary.

#### Commissioner Smith

(1:10 p.m.) Smith provided an agriculture report. Additionally, he spoke on praying for families affected by disease.

(07/21/20 - 12 - 1:11 p.m.)  
COUNTY ADMINISTRATOR'S REPORT

No report.

(07/21/20 - 13 - 1:11 p.m.)  
COUNTY ATTORNEY'S REPORT

No report.

(07/21/20 - 13 - 1:11 p.m.)  
CLERK OF COURT'S REPORT

No report.

(07/21/20 - 13 - 1:11 p.m.)  
ADJOURN

With there being no further business to come before the Board, Smith adjourned the meeting at 1:11 p.m.

REPORTS:

1. St. Johns County Board of County Commissioners Check Register, Check Nos. 581175-581192, totaling \$47,954.96 and Voucher Nos. 51391-51393, totaling \$755.11 (07/16/20)
2. St. Johns County Board of County Commissioners Voucher Nos. 51394-51395, totaling \$8,533.34 (07/16/20)
3. St. Johns County Board of County Commissioners Check Register, Check No. 581193, totaling \$10,112.79 (07/17/20)
4. St. Johns County Board of County Commissioners Check Register, Check Nos. 581194-581195, totaling \$506,336.50 (07/20/20)
5. St. Johns County Board of County Commissioners Check Register, Check Nos. 581196-581385, totaling \$1,877,542.50 and Voucher Nos. 51396-51496, totaling \$3,029,789.01 (07/21/20)
6. St. Johns County Board of County Commissioners Check Register, Check Nos. 581386-581442, totaling \$32,139.64 and Voucher Nos. 51497-51667, totaling \$125,323.85 (07/22/20)
7. St. Johns County Board of County Commissioners Check Register, Check No. 581443, totaling \$5,000 (07/22/20)

CORRESPONDENCE:

1. Letter dated June 15, 2020, regarding Grand Oaks Community Development District's approved Fiscal Year 2021 budget
2. Letter dated June 16, 2020, regarding Marshall Creek Community Development District's approved Fiscal Year 2021 budget

Approved \_\_\_\_\_ September 1\_\_\_\_\_, 2020

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

By: \_\_\_\_\_

Jeb S. Smith, Chair

ATTEST: BRANDON J. PATTY, CLERK OF THE  
CIRCUIT COURT & COMPTROLLER

By: \_\_\_\_\_

Deputy Clerk

