

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
MAY 18, 2021
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: Jeremiah R. Blocker, District 4, Chair
Henry Dean, District 5, Vice Chair
Christian Whitehurst, District 1
Jeb S. Smith, District 2
Paul M. Waldron, District 3
Patrick McCormack, County Attorney
Sindy Wiseman, Deputy Clerk

Also present: Brad Bradley, Deputy County Administrator Chief of Staff; Joy Andrews, Deputy County Administrator of Strategic Affairs; Rebecca Lavie, Senior Assistant County Attorney; and Christina Valliere, Assistant County Attorney

Absent: Hunter S. Conrad, County Administrator

(05/18/21 - 1 - 9:00 a.m.)
CALL TO ORDER

Blocker called the meeting to order.

(05/18/21 - 1 - 9:01 a.m.)
ROLL CALL

The clerk called the roll, and all Board members were present.

(05/18/21 - 1 - 9:02 a.m.)
INVOCATION

Father Ken Herzog, Trinity Episcopal Parrish, gave the invocation.

(05/18/21 - 1 - 9:04 a.m.)
PLEDGE OF ALLEGIANCE

Cdr. John Leslie, USN retired, led the Pledge of Allegiance.

(9:05 a.m.) Whitehurst observed a moment of silence for Tristyn Bailey and her family.

(05/18/21 - 1 - 9:06 a.m.)
PROCLAMATION RECOGNIZING MAY 2021 AS HISTORIC PRESERVATION MONTH

Commissioner Smith presented the proclamation. Melissa Lundquist, Assistant to the Board of County Commissioners, read the proclamation for the record.

(9:09 a.m.) Mercedes Harrold, Historical Preservation Associate, spoke on several historic preservation sites in St. Johns County and their coordinators.

(9:11 a.m.) Dr. Leslee Keys, Florida Trust for Historical Preservation, spoke on the history of the historic preservation throughout St. Johns County.

(05/18/21 - 2 - 9:14 a.m.)

PROCLAMATION RECOGNIZING MAY 2021 AS DRUG COURT MONTH

Commissioner Whitehurst presented the proclamation. Melissa Lundquist, Assistant to the Board of County Commissioners, read the proclamation for the record.

(9:17 a.m.) Ralph Cumberbatch, 7th Judicial Circuit Court Representative, expressed his appreciation for the support of the Drug Court Program.

(05/18/21 - 2 - 9:20 a.m.)

PROCLAMATION RECOGNIZING MAY 16 - 22, 2021, AS EMERGENCY MEDICAL SERVICES WEEK

Commissioner Waldron presented the proclamation. Melissa Lundquist, Assistant to the Board of County Commissioners, read the proclamation for the record.

(9:23 a.m.) Chief Jeff Prevatt, Fire Chief, expressed his appreciation for the recognition and to the EMS crews for their dedication and hard work through the pandemic.

(05/18/21 - 2 - 9:25 a.m.)

ST. AUGUSTINE HIGH SCHOOL VARSITY COMPETITION CHEERLEADERS' RECOGNITION

Commissioner Dean spoke on the accomplishments of the cheer team.

(9:26 a.m.) Sandra Wallace, SAHS Head Cheerleading Coach, spoke on the journey to State for the SAHS Cheerleading Team.

(05/18/21 - 2 - 9:28 a.m.)

BILL YOUNG RETIREMENT RECOGNITION

Commissioner Dean spoke on Bill Young's accomplishments throughout his career. Melissa Lundquist, Assistant to the Board of County Commissioners, read the proclamation for the record.

(9:31 a.m.) Bill Young, Utility Director, expressed his appreciation for the recognition and commented on previous directors that supported him throughout his career.

(05/18/21 - 2 - 9:35 a.m.)

ACCEPTANCE OF PROCLAMATIONS

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

Yea: Dean, Waldron, Smith, Whitehurst, and Blocker

Nay: None

(05/18/21 - 2 - 9:35 a.m.)

PUBLIC SAFETY UPDATE

Jeff Prevatt, Fire Chief, recognized 2nd Alarmers Association volunteers that participated in the vaccine issuance and commended them on their dedication to the County. David Kirshbaum, President of 2nd Alarmers Association in St. Johns County, commended Prevatt on his support.

(9:38 a.m.) Sheriff Rob Hardwick, Sheriff, also thanked Kirshbaum and the community for their efforts in the search for Tristyn Bailey. He spoke on beach services and beach closures for public safety incidents.

(05/18/21 - 3 - 9:40 a.m.)

DELETIONS TO THE CONSENT AGENDA

There were none.

(9:41 a.m.) Ed Slavin, P.O. Box 3084, spoke on Consent Agenda Items 13 and 23 regarding surplus items.

(9:44 a.m.) BJ Kalaidi, 8 Newcomb Street, spoke on Consent Agenda Items 14 and 22 regarding affordable housing.

(9:46 a.m.) Ernesto Torres, City of St. Augustine Beach Commissioner, spoke on Consent Agenda Item 25, and commended the Board on their support.

(05/18/21 - 3 - 9:46 a.m.)

APPROVAL OF CONSENT AGENDA

Motion by Dean, seconded by Waldron, carried 5/0, to approve the Consent Agenda, as submitted.

Yea: Dean, Waldron, Smith, Whitehurst, and Blocker

Nay: None

1. Motion to approve the Cash Requirement Report
2. Motion to approve PFS AGREE 2021-01; and authorize the county administrator to execute the Old Moultrie Bluff PUD Proportionate Fair Share Agreement, finding that the proposed Agreement is consistent with Section 11.09 of the Land Development Code
3. Motion to adopt **Resolution No. 2021-196**, approving the final plat for Crosswater Parkway Extension to Pine Island Road, Phases 1, 2, and 3 (replat)

RESOLUTION NO. 2021-196

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PLAT FOR CROSSWATER PARKWAY EXTENSION TO PINE ISLAND ROAD, PHASES 1, 2, AND 3 (REPLAT)

4. Motion to adopt **Resolution No. 2021-197**, approving the final plat for Whisper Creek, Phase 6

RESOLUTION NO. 2021-197

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PLAT FOR WHISPER CREEK, PHASE 6

5. Motion to adopt **Resolution No. 2021-198**, approving the final plat for Haven at Rivertown, Phase Two

RESOLUTION NO. 2021-198

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PLAT FOR HAVEN AT RIVERTOWN, PHASE TWO

6. Motion to adopt **Resolution No. 2021-199**, for CDDAMD 2021-02, Brandy Creek CDD, granting consent from St. Johns County Board of County Commissioners to the District's exercise of powers related to security, as authorized by Section 190.012(2)(d), FS

RESOLUTION NO. 2021-199

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, GRANTING AUTHORITY TO THE BRANDY CREEK COMMUNITY DEVELOPMENT DISTRICT TO EXRCISE SPECIAL POWERS RELATED TO SECURITY; MAKING FINDINGS IN SUPPORT THEREOF; AND PROVIDING AN EFFECTIVE DATE

7. Motion to adopt **Resolution No. 2021-200**, approving the final plat for Entrada, Phase 1, Unit 1B

RESOLUTION NO. 2021-200

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING A PLAT FOR ENTRADA, PHASE 1, UNIT 1B

8. Motion to adopt **Resolution No. 2021-201**, accepting a Final Release of Lien, Warranty, three Easements for Utilities, and a Bill of Sale associated with the offsite water main to serve Entrada, located off State Road 207

RESOLUTION NO. 2021-201

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A FINAL RELEASE OF LIEN, WARRANTY, THREE EASEMENTS FOR UTILITIES, AND A BILL OF SALE ASSOCIATED WITH THE OFFSITE WATER MAIN TO SERVE ENTRADA, LOCATED OFF STATE ROAD 207

9. Motion to adopt **Resolution No. 2021-202**, accepting Grant of Easements in connection with CDBG Saint Augustine Boulevard/Cypress Road Drainage Project along Hilltop Road, Cypress Road, and Saint Augustine Boulevard

RESOLUTION NO. 2021-202

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING GRANT OF EASEMENTS IN CONNECTION WITH CDBG SAINT AUGUSTINE BOULEVARD/CYPRESS ROAD DRAINAGE PROJECT ALONG HILLTOP ROAD, CYPRESS ROAD, AND SAINT AUGUSTINE BOULEVARD

10. Motion to adopt **Resolution No. 2021-203**, accepting a Final Release of Lien, Warranty, Easement for Utilities, and a Bill of Sale conveying all personal property associated with the water and sewer systems to serve Lightsey Road Apartments PUD, located off State Road 207

RESOLUTION NO. 2021-203

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A FINAL RELEASE OF LIEN, WARRANTY, EASEMENT FOR UTILITIES, AND A BILL OF SALE, CONVEYING ALL PERSONAL PROPERTY ASSOCIATED WITH THE WATER AND SEWER SYSTEMS TO SERVE LIGHTSEY ROAD APARTMENTS PUD, LOCATED OFF STATE ROAD 207

11. Motion to adopt **Resolution No. 2021-204**, accepting an Easement for Utilities associated with the water system to serve 6720 State Road 16

RESOLUTION NO. 2021-204

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES ASSOCIATED WITH THE WATER SYSTEM TO SERVE 6720 STATE ROAD 16

12. Motion to adopt **Resolution No. 2021-205**, authorizing the county administrator, or designee, to negotiate an agreement with WEX Bank, for participation in the Fleet Fuel Program, subject to the terms and conditions contained in the National Association of State Procurement Officials, Contract No. 00819, and upon successful negotiations, execute the agreement, on behalf of the County

RESOLUTION NO. 2021-205

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO PIGGYBACK THE NATIONAL ASSOCIATION OF STATE PROCUREMENT OFFICIALS (NASPO) VALUEPOINT, CONTRACT NO. 00819, THROUGH THE STATE OF FLORIDA'S PARTICIPATING ADDENDUM, FOR FLEET CARD SERVICES; AND EXECUTE AN AGREEMENT WITH WEX BANK, FOR PARTICIPATION IN THE FLEET FUEL CARD PROGRAM, UPON SUCCESSFUL NEGOTIATIONS

13. 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
14. Motion to adopt **Resolution No. 2021-206**, authorizing the county administrator, or designee, to execute a 3rd Addendum to the Purchase and Sale Agreement with Salvation Army, in substantially the same form and format as attached hereto, providing for the acquisition of property, located at 1850 State Road 207, for future Affordable Housing; and an exchange of County-owned property, located at 1425

Old Dixie Highway; and further authorizing the county administrator, or designee, to exercise all steps necessary to close the transactions. Motion to approve a transfer of an amount not to exceed \$165,000 from General Fund - Special Contingency Reserves and Capital Outlay Reserves to the Housing Department, for the purchase of property located at 1850 State Road 207, for future Affordable Housing and an exchange of County-owned property, located at 1425 Old Dixie Highway

RESOLUTION NO. 2021-206

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 3RD ADDENDUM TO PURCHASE AND SALE AGREEMENT WITH THE SALVATION ARMY, TO ACQUIRE 13.87 ACRES ON SR 207, FOR FUTURE AFFORDABLE HOUSING; AND TO EXCHANGE 0.57 ACRES OF COUNTY-OWNED PROPERTY, LOCATED AT 1425 OLD DIXIE HIGHWAY

15. Motion to adopt **Resolution No. 2021-207**, authorizing the county administrator, or designee, to enter into negotiations with Kotrady Hudgins Funeral Services, LLC, dba St. Johns Family Funeral Home and Crematory, and upon successful negotiations, entering into an agreement, in substantially the same form and format as the attached draft, for performance of the required services in accordance with RFP 21-78, Transportation of Cadavers

RESOLUTION NO. 2021-207

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO ENTER INTO NEGOTIATIONS WITH KOTRADY HUDGINS FUNERAL SERVICES, LLC, DBA ST. JOHNS FAMILY FUNERAL HOME AND CREMATORY, AND UPON SUCCESSFUL NEGOTIATIONS, AWARD AND EXECUTE AN AGREEMENT FOR PERFORMANCE OF THE REQUIRED SERVICES, IN ACCORDANCE WITH RFP NO. 21-78, TRANSPORTATION OF CADAVERS

16. Motion to adopt **Resolution No. 2021-208**, authorizing the Sheriff of St. Johns County, Florida, or designee, to submit an application seeking funding assistance through the Florida Department of Law Enforcement Federal Fiscal Year 2019-20 Edward Byrne Memorial Justice Assistance Grant (JAG); and authorizing the chair to execute the attached Certificate of Participation, on behalf of the County

RESOLUTION NO. 2021-208

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE SHERIFF, OR DESIGNEE, TO SUBMIT AN APPLICATION SEEKING FUNDING ASSISTANCE, THROUGH THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT FEDERAL FISCAL YEAR 2020 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG), STATE

**SOLICITATION; AND AUTHORIZING THE CHAIR TO
EXECUTE A CERTIFICATE OF PARTICIPATION, ON
BEHALF OF THE COUNTY**

17. Motion to approve a General Fund transfer in the amount of \$299,475 to the Supervisor of Elections, to purchase electronic poll books
18. Motion to adopt **Resolution No. 2021-209**, approving the terms, conditions, provisions, and requirements of a Local Agency Program (LAP) Construction and Maintenance agreement between the Florida Department of Transportation and St. Johns County, for the Bishop Estates Road Signing and Pavement Marking improvement; and authorizing the county administrator, or designee, to execute the agreement and all necessary paperwork, on behalf of the County

RESOLUTION NO. 2021-209

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING AND AUTHORIZING EXECUTION OF A CONSTRUCTION MAINTENANCE AGREEMENT (CMA) BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND ST. JOHNS COUNTY, FOR THE ACKNOWLEDGEMENT OF PERPETUAL MAINTENANCE, FOR BISHOP ESTATES ROAD TRANSPORTATION SAFETY COUNTERMEASURES; AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE CONSTRUCTION MAINTENANCE AGREEMENT, ON BEHALF OF ST. JOHNS COUNTY (COUNTY); AND PROVIDING AN EFFECTIVE DATE

19. Motion to adopt **Resolution No. 2021-210**, approving the terms, conditions, provisions, and requirements of a Construction and Maintenance agreement between the Florida Department of Transportation and St. Johns County for signs, pavement markings and/or flashing signs, near Crookshank and Hartley Elementary Schools; and authorizing the county administrator, or designee, to execute the agreement and any supplemental paperwork/documentation, on behalf of the County

RESOLUTION NO. 2021-210

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND CONDITIONS OF AN AGREEMENT BY AND BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION AND ST. JOHNS COUNTY, FLORIDA, REGARDING THE CONSTRUCTION AND MAINTENANCE OF SAFETY FEATURES INCLUDING, WITHOUT LIMITATION, CERTAIN SIGNAGE, PAVEMENT MARKINGS, AND/OR FLASHING SIGNS, IN VARIOUS SCHOOL ZONES THROUGHOUT THE COUNTY; 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

20. Motion to approve **Resolution No. 2021-211**, authorizing the county administrator, or designee, to execute an amended Economic Development Grant Agreement, extending the term of the original Economic Development Agreement, substantially in the same form as attached, with Palms Professional Park, LLC, on behalf of St. Johns County

RESOLUTION NO. 2021-211

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE AN AMENDED ECONOMIC DEVELOPMENT GRANT AGREEMENT WITH PALMS PROFESSIONAL PARK, LLC, ON BEHALF OF ST. JOHNS COUNTY; PROVIDING FOR THE EFFECT OF RECITALS; PROVIDING FOR THE CORRECTION OF ERRORS; AND PROVIDING AN EFFECTIVE DATE

21. Motion to adopt **Resolution No. 2021-212**, approving the terms, conditions, and requirements of the contract for the EHEAP program between St. Johns County and ElderSource; authorizing the county administrator, or designee, to execute the contract, substantially in the same form and format as attached, on behalf of the County; and recognizing and appropriating funds in the amount of \$32,966 into the General Fund Social Services Department

RESOLUTION 2021-212

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, CONDITIONS, AND REQUIREMENTS OF AN AGREEMENT BETWEEN ST JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS AND ELDERSOURCE, FOR THE EMERGENCY HOME ENERGY ASSISTANCE PROGRAM; AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE AGREEMENT, ON BEHALF OF THE COUNTY

22. Motion to adopt **Resolution No. 2021-213**, approving for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, the issuance by the Housing Finance Authority of St. Johns County, Florida, of multi-family housing revenue debt obligations, in one or more series, to finance or refinance all or a portion of the costs of the acquisition, construction, and development of a multi-family housing project, to be known as Victoria Crossings; and establishing an effective date

RESOLUTION NO. 2021-213

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING FOR PURPOSES OF SECTION 147(F) OF INTERNAL REVENUE CODE OF 1986, AS AMENDED, THE ISSUANCE BY THE HOUSING FINANCE AUTHORITY OF ST. JOHNS COUNTY, FLORIDA, OF MULTI-FAMILY HOUSING REVENUE DEBT OBLIGATIONS, IN ONE OR MORE SERIES, TO FINANCE OR REFINANCE ALL OR PORTION OF THE COSTS OF THE ACQUISITION, CONSTRUCTION, AND

**DEVELOPMENT OF A MULTI-FAMILY HOUSING
PROJECT, TO BE KNOWN AS VICTORIA CROSSING;
AND ESTABLISHING AN EFFECTIVE DATE**

23. Motion to adopt **Resolution No. 2021-214**, approving the issuance, by the St. Johns County Industrial Development Authority, of Senior Living Revenue Bonds (Vicar's Landing Project) Series 2021A and 2021B, in an amount not to exceed \$125,000,000

RESOLUTION NO. 2021-214

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE ISSUANCE, BY THE ST. JOHNS COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY, OF ITS NOT TO EXCEED \$125,000,000, SENIOR LIVING REVENUE BONDS (VICAR'S LANDING PROJECT), SERIES 2021 IN ONE OR MORE SERIES, FOR THE PURPOSES DESCRIBED HEREIN, PURSUANT TO CHAPTERS 125 AND 159, FLORIDA STATUTES, AS AMENDED, AND SECTION 147(F) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED; AND PROVIDING AN EFFECTIVE DATE

24. Motion to adopt **Resolution No. 2021-215**, approving the terms and conditions of the Florida Inland Navigation District (FIND) grant agreement, to complete improvements at the Vilano Boat Ramp; authorizing the county administrator, or designee, to execute an agreement, in substantially the same form and format as attached hereto; recognizing the \$250,000 FIND grant award, for use in the Fiscal Year 2021 budget; and authorizing the use of tourist development tax revenues, to meet the County's \$250,000 grant funding match obligation

RESOLUTION 2021-215

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND CONDITIONS OF A GRANT PROJECT AGREEMENT BETWEEN ST. JOHNS COUNTY, FLORIDA, (COUNTY) AND THE FLORIDA INLAND NAVIGATION DISTRICT (DISTRICT), FOR IMPROVEMENTS TO THE VILANO LANDING PARKING LOT

25. Motion authorizing the county administrator, or designee, to execute an Interlocal Agreement with the City of St. Augustine Beach, providing for law enforcement activities on beaches, situated within the City's municipal limits; and further authorizing the transfer of \$60,847, from General Fund Reserves to the Beach Fund, for performance of the interlocal agreement, through the remainder of the current fiscal year
26. Motion to adopt **Resolution No. 2021-216**, approving Utility Staff to continue negotiations with the St. Johns River Water Management District, to participate in the Black Creek Water Resource Development Project, and approving St. Johns County's participation, if necessary, with the NFUCG, to petition the Lake Brooklyn and Lake Geneva Recovery Strategy

RESOLUTION NO. 2021-216

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING STAFF TO CONTINUE NEGOTIATIONS WITH THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT, TO PARTICIPATE IN THE BLACK CREEK WATER RESOURCE DEVELOPMENT PROJECT; AND AUTHORIZING STAFF TO PARTICIPATE IN A NORTH FLORIDA UTILITY COORDINATING GROUP PETITION, OF THE LAKE BROOKLYN AND LAKE GENEVA MFL RECOVERY STRATEGY, IN THE EVENT THAT BLACK CREEK PROJECT PARTICIPATION NEGOTIATIONS FAIL

27. Motion to approve minutes:

- 05/04/2021, BCC Regular

(05/18/21 - 10 - 9:47 a.m.)

ADDITIONS/DELETIONS TO THE REGULAR AGENDA

There were none.

(05/18/21 - 10 - 9:47 a.m.)

APPROVAL OF REGULAR AGENDA

Motion by Dean, seconded by Whitehurst, carried 5/0, to approve the Regular Agenda, as submitted.

Yea: Dean, Whitehurst, Waldron, Smith, and Blocker

Nay: None

(05/18/21 - 10 - 9:48 a.m.)

1. COMMERCIAL PROPERTY ASSESSED CLEAN ENERGY (PACE) PRESENTATION. AT THE APRIL 6 BOARD OF COUNTY COMMISSIONERS MEETING, THE BOARD RECEIVED A REQUEST FROM ATTORNEY ERIN DEADY TO INITIATE A COMMERCIAL PACE PROGRAM IN ST. JOHNS COUNTY. THE BOARD REQUESTED ADDITIONAL INFORMATION ON THE PACE PROGRAM. MS. DEADY HAS PREPARED A PRESENTATION, WITH INFORMATION ON THE COMMERCIAL PACE PROGRAM, INCLUDING BACKGROUND ON THE APPLICABLE LAW, STEPS TO IMPLEMENT THE PROGRAM, AND EXAMPLES OF PACE PROJECTS, FROM AROUND THE STATE. IF THE BOARD WERE TO DIRECT STAFF TO TAKE STEPS TO IMPLEMENT THE PROGRAM, STAFF WOULD BRING BACK A RESOLUTION AND INTERLOCAL AGREEMENTS, FOR CONSIDERATION AT A FUTURE BOARD MEETING

Rebecca Lavie, Senior Assistant County Attorney, provided a history of the item and said that Ms. Deady would provide an update with additional information.

(9:48 a.m.) Erin L. Deady, Esq., Florida Counsel to Petros PACE Finance, presented the details of the updated information regarding the Commercial PACE program, including a background on the applicable law, steps to implement the program, and examples of the PACE projects from around the State.

(9:56 a.m.) Discussion ensued on how the loans were approved, what happened if the load defaulted, the need for the County's participation, the interest rates for PACE, and whether the hosting local agent would become liable for the debt.

(10:03 a.m.) **Motion by Dean, seconded by Whitehurst, carried 3/2, with Smith and Waldron dissenting, directing staff to pursue steps to implement the Commercial PACE program and bring back a Resolution and Interlocal Agreement for consideration.**

Yea: Blocker, Dean, and Whitehurst

Nay: Smith and Waldron

Smith commented that the program was fundamentally a private matter and that the perceived benefit did not outweigh the consequences.

(05/18/21 - 11 - 10:06 a.m.)

2. PGA TOUR, INC., ECONOMIC DEVELOPMENT GRANT AGREEMENT, FOR BROADCAST MEDIA BUILDING. ON APRIL 6, 2021, THE BOARD APPROVED A REQUEST TO DRAFT A GRANT AGREEMENT FOR PROJECT BREEZE, WHICH HAS NOW BEEN IDENTIFIED AS A BROADCAST MEDIA BUILDING FOR PGA TOUR, INC. PGA TOUR IS EVALUATING RELOCATING ITS BROADCAST MEDIA OPERATIONS, ON PGA TOUR OWNED PROPERTY, ALONG PALM VALLEY ROAD IN PONTE VEDRA BEACH, NEXT TO ITS GLOBAL HOME BUILDING. UPON DECISION BY THE PGA TOUR TO MOVE FORWARD WITH THIS PROJECT, THE ANTICIPATED OCCUPANCY OF THE BUILDING IS MARCH 2024. BASED ON THIS SCHEDULE, THE FIRST ANNUAL GRANT PAYMENT WOULD BE ANTICIPATED DURING FY25, WITH AN ESTIMATED ANNUAL PAYOUT OF \$671,150. THE TOTAL ESTIMATED VALUE OF THE INCENTIVE IS \$16,778,760

Joy Andrews, Deputy County Administrator, presented the details of the agreement, via PowerPoint. She gave an overview of the project, site location, building size, number of jobs created, and project time frame. Additionally, she stated, as part of the agreement negotiations, that the applicant agreed to provide five hours per month, for five years, to provide consultation in regards to development of digital content and advertising concepts for promoting St. Johns County's economic development, and additionally five hours per month for access to the broadcast media building for promotional media production, editing, and related capacity.

(10:10 a.m.) Waldron requested that the five hours per month continue throughout the length of the contract and in Section 15d to remove the VCB and retain County as the signee. McCormack clarified that the correction should read: *Advise the County and any party contracted with the County for the purposes of tourism and advertising.*

(10:12 a.m.) Ellen Avery-Smith, Rogers Towers, 100 Whetstone Place, said that she was available for any questions. Smith spoke on the history of the application and provided a comparison of three contracts including a previous PGA Tour Global Home, the current PGA Tour, and Northrup Grumman, *Exhibit A*. Avery-Smith highlighted the that the applicant had been a partner to the County for over 40 years, the potential jobs being twice the value of Northrup Grumman, having a \$100 million investment in St. Johns County, bringing an international broadcast media facility to St. Johns County, and that the PGA Tour would be paying ad valorem and other property taxes, and intangible personal property taxes on all of their other facilities, excluding Global Home.

(10:22 a.m.) Whitehurst spoke on the economic impact to the County that the facility would provide and requested the presenter to elaborate.

(10:24 a.m.) Waldron questioned whether the Board had ever waived the fire and road access for any other incentive program. Andrews said they had not.

(10:26 a.m.) Avery-Smith provided the impact on the local economy, *Exhibit B*.

(10:28 a.m.) Phil Meys, 309 East Paces Ferry Road, Suite 825, Atlanta, Georgia, 30305, explained the presented impacts, with additional comments by Andrews regarding school taxes, benefits from taxes generated, and the number of expected indirect job generated.

(10:33 a.m.) Dean commented on the benefits from having the PGA Tour and Players Championship in Ponte Vedra.

(10:38 a.m.) Smith read from an article by ESPN Senior Writer Bob Harig, regarding the PGA Tour and the World Tour, and asked Meys if he had any concerns with golfers breaking away from the PGA Tour, *Exhibit C*. Meys stated that he was not concerned with potential competitors.

(10:39 a.m.) Maze said he was not in favor of extending the five hours per month for five years, however, it could be reassessed after the five years, for *an extension at the mutual agreement of the parties*.

(10:44 a.m.) Ed Slavin, P.O. Box 3084, requested to deny the application as a contract violation to public policy, stating that the contract was poorly drafted and had no non-discrimination provision.

(10:47 a.m.) BJ Kalaidi, 8 Newcomb Street, voiced her concerns with the incentives and spoke in opposition of the agreement. She said that ex parte communications should have been given on the item.

(10:50 a.m.) McCormack noted that ex parte communications were required for quasi-judicial items and not executive Board actions.

(10:51 a.m.) Motion by Dean, seconded by Whitehurst, carried 4/1, with Smith dissenting, to adopt Resolution No. 2021-217, authorizing the county administrator, or his designee, to execute an agreement, substantially in the same form as the attached, Economic Development Agreement with PGA Tour, Inc., including Commissioner Waldron's amendments, for the broadcast media building, on behalf of St. Johns County.

Yea: Blocker, Dean, Smith, Waldron, and Whitehurst

Nay: None

(10:52 a.m.) Smith stated that he had reservations about the item and length of the contract and would not vote in favor of it. Whitehurst reiterated the economic impact for the County warranted the incentives and would vote for approval. Blocker also noted the economic impact to the County and said he would vote for approval.

RESOLUTION NO. 2021-217

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE AN ECONOMIC DEVELOPMENT GRANT AGREEMENT WITH PGA TOUR, INC., ON BEHALF OF ST. JOHNS COUNTY; AND PROVIDING FOR THE EFFECT OF RECITALS;

**PROVIDING FOR THE CORRECTION OF ERRORS; AND
PROVIDING AN EFFECTIVE DATE**

(10:55 a.m.) Lavie left the meeting.

(05/18/21 - 13 - 10:55 a.m.)

3. PUBLIC HEARING, MAJMOD 2020-19, SILVER CREEK PUD. MAJMOD 2020-19, SILVER CREEK COMMERCIAL, REQUEST FOR A MAJOR MODIFICATION TO THE SILVER CREEK PUD (ORD. 2002-39, AS AMENDED), TO ALLOW A 20-FOOT BUILDING SETBACK, WITH AN 8-FOOT LANDSCAPE BUFFER, ALONG A PORTION OF THE NORTHERN PROPERTY BOUNDARY, A 10-FOOT PERIMETER BUFFER, IN LIEU OF A 20B INCOMPATIBILITY BUFFER, ALONG AN FDOT POND SITE THAT IS ZONED OPEN RURAL (OR); AND TO CLARIFY THE ADDITION OF APPROXIMATELY .03 ACRES OF LAND TO THE PUD, LOCATED ON THE NORTH-EAST CORNER OF SR 207 AND SILVER LANE. THIS REQUEST WAS HEARD BY THE PLANNING AND ZONING AGENCY AT THEIR REGULARLY SCHEDULED PUBLIC HEARING ON APRIL 15, 2021, AND WAS UNANIMOUSLY RECOMMENDED FOR APPROVAL, 6-0

Proof of publication of the notice of public hearing on MAJMOD 2020-19, Silver Creek PUD, was received, having been published in The St. Augustine Record on March 19, 2021.

There were no ex parte communications.

Shannon Acevedo, 7 Waldo Street, Matthews Design Group, presented the details of the modification, via PowerPoint.

(11:01 a.m.) Bill Dudley, 1072 Alcala Drive, voiced his concerns with traffic safety at the intersection. He requested that the Board petition Florida Department of Transportation (FDOT) for a traffic light study for the intersection.

(11:05 a.m.) Ed Slavin, P.O. Box 3084, echoed Dudley's concerns and requested a traffic signal at the intersection.

(11:07 a.m.) BJ Kalaidi, 8 Newcomb Street, also spoke on the need for a traffic light at Stokes Landing.

(11:08 a.m.) Acevedo responded to the comments regarding a traffic study noting the process for a more advanced study.

(11:11 a.m.) Dean spoke on the residential and commercial growth on State Road (SR) 207 and requested staff to comment.

(11:12 a.m.) Phong Nguyen, Transportation Development Manager, commented on the traffic on SR 207.

(11:14 a.m.) McCormack commented that the request by Dudley regarding a traffic study would be a general request and could be handled separately by the Board.

(11:15 a.m.) Whitehurst questioned who would pay for the traffic study. Nguyen said that the applicant could be conditioned to pay for the study. Discussion ensued on a traffic study.

(11:22 a.m.) **Motion by Waldron, seconded by Dean, carried 5/0, to enact Ordinance No. 2021-25, approving MAJMOD 2020-19, Silver Creek PUD, based on seven findings of fact.**

Yea: Waldron, Dean, Smith, Whitehurst, and Blocker
Nay: None

(11:23 a.m.) **Motion by Dean, seconded by Waldron, carried 5/0, to direct staff to request FDOT to perform an annual review traffic study for the particular intersection.**

Yea: Dean, Waldron, Smith, Whitehurst, and Blocker
Nay: None

ORDINANCE NO. 2021-25

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, APPROVING A MAJOR MODIFICATION TO THE SILVER CREEK PLANNED UNIT DEVELOPMENT (PUD), ORDINANCE NO. 2002-39, AS AMENDED; MAKING FINDINGS OF FACT; PROVIDING A SAVINGS CLAUSE; REQUIRING RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE

(05/18/21 - 14 - 11:24 a.m.)

4. PUBLIC HEARING, REZ 2021-01, AGRICULTURE CENTER BOAT AND RV. REQUEST TO REZONE APPROXIMATELY 3.28 ACRES OF LAND FROM COMMERCIAL GENERAL (CG), WITH CONDITIONS, TO COMMERCIAL INTENSIVE (CI), TO ALLOW FOR AN RV/BOAT STORAGE FACILITY. THIS REQUEST WAS HEARD BY THE PLANNING AND ZONING AGENCY AT THEIR REGULARLY SCHEDULED PUBLIC HEARING ON APRIL 15, 2021, AND WAS UNANIMOUSLY RECOMMENDED FOR APPROVAL, 6-0

Proof of publication of the notice of public hearing on REZ 2021-01 Agriculture Center Boar and RV, was received, having been published in The St. Augustine Record on March 19,2021.

There were no ex parte communications.

Stephen Britton, Jr., Applicant, presented the details of the rezoning, via PowerPoint.

(11:26 a.m.) **Motion by Smith, seconded by Dean, carried 5/0, to enact Ordinance No. 2021-26, a request to rezone approximately 3.28 acres of land from Commercial General (CG), with conditions, to Commercial Intensive (CI), based on four findings of fact, as provided in the Staff Report.**

Yea: Smith, Dean, Waldron, Whitehurst, and Blocker
Nay: None

ORDINANCE NUMBER: 2021-26

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, REZONING LANDS, AS DESCRIBED HEREINAFTER, FROM THE PRESENT ZONING CLASSIFICATION OF COMMERCIAL GENERAL WITH CONDITIONS (CG) TO COMMERCIAL INTENSIVE (CI); MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE

(05/18/21 - 15 - 11:27 a.m.)

5. PUBLIC HEARING, REZ 2020-23, 6377 A1A SOUTH REZONING. REQUEST TO REZONE APPROXIMATELY .19 ACRES OF LAND FROM COMMERCIAL NEIGHBORHOOD (CN) TO RESIDENTIAL, MANUFACTURED/MOBILE HOME OR SINGLE FAMILY (RMH(S)), TO ALLOW FOR ONE SINGLE FAMILY HOME. THIS REQUEST WAS HEARD BY THE PLANNING AND ZONING AGENCY AT THEIR REGULARLY SCHEDULED PUBLIC HEARING ON APRIL 15, 2021, AND WAS UNANIMOUSLY RECOMMENDED FOR APPROVAL, 6-0

Proof of publication of the notice of public hearing on REZ 2020-03, 6377 A1A South, was received, having been published in The St. Augustine Record on March 19, 2021.

There were no ex parte communications.

Brett Law, Applicant/Representative, presented the details of the request to rezone, via PowerPoint.

(11:29 a.m.) **Motion by Waldron, seconded by Dean, carried 5/0, to enact Ordinance No. 2021-27, approving REZ 2020-23, 6377 A1A South, subject to four findings of Fact.**

Yea: Waldron, Dean, Smith, Whitehurst, and Blocker

Nay: None

ORDINANCE NUMBER: 2021-27

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, REZONING LANDS, AS DESCRIBED HEREINAFTER, FROM THE PRESENT ZONING CLASSIFICATION OF COMMERCIAL NEIGHBORHOOD (CN) TO RESIDENTIAL, MANUFACTURED/MOBILE HOME OR SINGLE FAMILY (RMH-S); MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE

(05/18/21 - 15 - 11:29 a.m.)

6. PUBLIC HEARING, CDD AMD 2021-01, ENTRADA COMMUNITY CDD. ST. JOHNS COUNTY RECEIVED A PETITION TO AMEND THE ENTRADA COMMUNITY DEVELOPMENT DISTRICT (CDD) ON FEBRUARY 26, 2021. THE CDD CURRENTLY COMPRISES APPROXIMATELY 143.98 ACRES OF LAND AND WILL SERVE PORTIONS OF THE ENTRADA PLANNED UNIT DEVELOPMENT (PUD). THE PETITIONER SEEKS TO ADD CERTAIN PORTIONS OF THE FUTURE EXPANSION PARCELS TO THE DISTRICT, WHICH COMPRISE OF 57.98 ACRES IDENTIFIED AS EXPANSION PARCELS "1A, 2A, AND 3A". THE ENTRADA PUD WAS APPROVED IN 2019 AND WAS LAST MODIFIED IN MAY 2020. ENTRADA HAS CONTINUALLY DEVELOPED SINCE ITS APPROVAL. THERE ARE APPROXIMATELY 956 RESIDENTIAL UNITS, EITHER APPROVED THROUGH SUBDIVISION CONSTRUCTION PLANS OR PLATS, OR THEY ARE IN REVIEW. PLEASE SEE THE GROWTH MANAGEMENT DEPARTMENT STAFF REPORT FOR PROJECT DETAILS

Proof of publication of the notice of public hearing on CDD AMD 2021-01, Entrada Community CDD, was received, having been published in The St. Augustine Record on May 4, 2021.

Katie S. Buchanan, Esq., Hopping Green and Sams, P.A., presented the details of the addition to the Entrada CDD, via PowerPoint.

(11:33 a.m.) Motion by Waldron, seconded by Whitehurst, carried 5/0, to enact Ordinance No. 2021-28, CDD AMD 2021-01, expanding the Entrada CDD boundaries, based upon findings of fact 1-3, to support the motion.

Yea: Waldron, Whitehurst, Dean, Smith, and Blocker

Nay: None

ORDINANCE NO. 2021-28

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING ORDINANCE 2020-42; AND GRANTING THE PETITION FOR THE EXPANSION OF THE ENTRADA COMMUNITY DEVELOPMENT DISTRICT, PURSUANT TO CHAPTER 190, FLORIDA STATUTES (2020); DESCRIBING THE BOUNDARIES OF THE AMENDED DISTRICT; PROVIDING FOR FUTURE EXPANSION, PURSUANT TO SECTION 190.046(1)(H), FLORIDA STATUTES (2020); PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

(05/18/21 - 16 - 11:34 a.m.)

7. PUBLIC HEARING, CDD 2021-02, PETITION TO ESTABLISH THE BRIDGEWATER NORTH CDD. PETITION TO ESTABLISH THE BRIDGEWATER NORTH COMMUNITY DEVELOPMENT DISTRICT (CDD), COMPRISED OF APPROXIMATELY 143.89 ACRES OF LAND, LOCATED SOUTHEAST OF COUNTY ROAD 210 WEST, NORTH OF LINDA LAKE LANE, EAST OF INTERSTATE 95, AND WEST OF UNDEVELOPED LANDS

Proof of publication of the notice of public hearing on CDD 2021-02, Bridgewater North CDD, was received, having been published in The St. Augustine Record on April 20, 2021, April 27, 2021, May 4, 2021, and May 11, 2021.

Katie S. Buchanan, Esq. Hopping Green and Sams, P.A., presented the details of the petition, via PowerPoint.

(11:37 a.m.) Motion by Whitehurst, seconded by Waldron, carried 5/0, to enact Ordinance No. 2021-29, establishing the Bridgewater North Community Development District (CDD), based upon three findings of fact, as provided in the Staff Report.

Yea: Whitehurst, Waldron, Dean, Smith, and Blocker

Nay: None

ORDINANCE NO. 2021-29

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, ESTABLISHING THE BRIDGEWATER NORTH COMMUNITY DEVELOPMENT DISTRICT, PURSUANT TO CHAPTER 190, FLORIDA STATUTES (2020); NAMING THE DISTRICT; DESCRIBING THE EXTERNAL BOUNDARIES OF THE DISTRICT; DESCRIBING THE FUNCTIONS AND POWERS OF THE DISTRICT; DESIGNATING FIVE PERSONS TO SERVE AS THE INITIAL MEMBERS OF THE DISTRICT'S BOARD OF SUPERVISORS; PROVIDING FOR A LIMITATION ON COUNTY OBLIGATIONS AND ACCEPTANCE;

**PROVIDING FOR A SEVERABILITY CLAUSE; AND
PROVIDING AN EFFECTIVE DATE**

(05/18/21 - 17 - 11:38 a.m.)

8. PUBLIC HEARING, CDD 2021-01, PETITION TO ESTABLISH THE CORDOVA PALMS CDD. PETITION TO ESTABLISH THE CORDOVA PALMS COMMUNITY DEVELOPMENT DISTRICT (CDD), COMPRISED OF APPROXIMATELY 292.89 ACRES OF LAND, LOCATED WEST OF US 1 N, SOUTH OF INTERNATIONAL GOLF PARKWAY, AND NORTH OF THE NORTHEAST FLORIDA REGIONAL AIRPORT. THE PROPOSED CDD WILL SERVE THE RESIDENTIAL PORTIONS OF THE CORDOVA PALMS PLANNED UNIT DEVELOPMENT (PUD)

Proof of publication of the notice of public hearing on CDD 2021-01, Petition to Establish the Cordova Palms CDD, was received, having been published in The St. Augustine Record on April 20, 2021, April 27, 2021, May 4, 2021, and May 11, 2021.

Wesley S. Haber, Hopping Green & Sams, P.A., presented the details of the petition, via PowerPoint.

(11:41 a.m.) **Motion by Dean, seconded by Whitehurst, carried 5/0, to enact Ordinance No. 2021-30, establishing the Cordova Palms Community Development District (CDD), based upon three findings of fact, as provided in the Staff Report.**

Yea: Dean, Whitehurst, Waldron, Smith, and Blocker

Nay: None

ORDINANCE NO. 2021-30

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, ESTABLISHING THE CORDOVA PALMS COMMUNITY DEVELOPMENT DISTRICT, PURSUANT TO CHAPTER 190, FLORIDA STATUTES (2020); NAMING THE DISTRICT; DESCRIBING THE EXTERNAL BOUNDARIES OF THE DISTRICT; DESCRIBING THE FUNCTIONS AND POWERS OF THE DISTRICT; DESIGNATING FIVE PERSONS TO SERVE AS THE INITIAL MEMBERS OF THE DISTRICT'S BOARD OF SUPERVISORS; PROVIDING FOR A LIMITATION ON COUNTY OBLIGATIONS AND ACCEPTANCE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

(05/18/21 - 17 - 11:42 a.m.)

9. PUBLIC HEARING, VACROA 2021-05, PETITION TO VACATE A PLATTED DRAINAGE EASEMENT IN THE PORPOISE POINT SUBDIVISION. THE SUBJECT OF THIS RESOLUTION IS TO HEAR A REQUEST FOR THE VACATION OF A PORTION OF A DRAINAGE EASEMENT, ALONG THE NORTHERLY LINE OF LOT 7, BLOCK 1, IN THE PORPOISE POINT SUBDIVISION, AS RECORDED IN MAP BOOK 15, PAGES 1 THROUGH 9. THE VACATION OF THE EASEMENT IS NEEDED IN ORDER FOR THE ENGINEERING DIVISION OF PUBLIC WORKS TO COMPLETE DESIGN WORK IN THE AREA, TO ALLEVIATE RECURRING FLOODING CONDITIONS; THE SUBJECT EASEMENT IS PROPOSED TO BE VACATED IN FAVOR OF THE GRANTING OF AN EASEMENT, ON THE SOUTH SIDE OF THE PROPERTY. THE COUNTY HAS NO INTEREST IN RETAINING THE 7.5-FOOT SUBJECT EASEMENT

Proof of publication of the notice of public hearing on VACROA 2021-05, Petition to Vacate a Platted Drainage Easement in the Porpoise Point Subdivision, was received, having been published in The St. Augustine Record on May 3, 2021.

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

(11:44 a.m.) **Motion by Dean, seconded by Whitehurst, carried 5/0, to adopt Resolution No. 2021-218, approving VACROA 2021-05, Petition to vacate a platted drainage easement in the Porpoise Point Subdivision.**

Yea: Dean, Whitehurst, Waldron, Smith, and Blocker

Nay: None

RESOLUTION NO. 2021-218

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, VACATING A PORTION OF A DRAINAGE EASEMENT, WITHIN THE PORPOISE POINT SUBDIVISION

(11:45 a.m.) Valliere left the meeting and Lavie entered the meeting.

(05/18/21 - 18 - 11:45 a.m.)

10. RECOGNITION AND APPROPRIATION OF HURRICANE IRMA DISASTER RECOVERY GRANT. IN SEPTEMBER 2017, HURRICANE IRMA INFLECTED SEVERE IMPACTS TO THE ENTIRE STATE OF FLORIDA, RESULTING IN A PRESIDENTIAL DECLARATION FOR FEDERAL ASSISTANCE, IN CATEGORIES A THROUGH G OF FEMA'S PUBLIC ASSISTANCE PROGRAM. AS PART OF THE RECOVERY PROCESS, THE COUNTY CONTINUES TO COMPLETE PROJECTS THAT WERE INCLUDED IN FEMA'S PUBLIC ASSISTANCE PROGRAM. IT IS ESTIMATED THAT FEMA WILL REIMBURSE UP TO 90 PERCENT OF ELIGIBLE EXPENDITURES AND THE STATE WILL REIMBURSE UP TO 5 PERCENT OF ELIGIBLE EXPENDITURES, LEAVING ST. JOHNS COUNTY TO FUND THE REMAINING 5 PERCENT. SUMMER HAVEN EMERGENCY BEACH BERM PROJECT IS ESTIMATED TO COST \$201,500. IT IS ANTICIPATED THAT FEMA AND THE STATE WILL REIMBURSE \$163,350 AND \$9,075 RESPECTIVELY, FOR THE APPROVED AREA, AND THE COUNTY WOULD BE RESPONSIBLE FOR \$20,000 OF THE AREA NOT APPROVED. IN TOTAL, THE COUNTY'S PORTION TO COMPLETE THIS PROJECT WOULD BE \$29,075. THE COUNTY'S PORTION IS REQUESTED, HEREIN, TO BE TRANSFERRED FROM THE GENERAL FUND

Joseph Giammanco, Director, Emergency Management, presented the details of the request, via PowerPoint.

(11:48 a.m.) Whitehurst commented on the residents that did not want sand and questioned whether that funding could be used elsewhere. Giammanco stated that it could not.

(11:49 a.m.) Dean voice his concerns with the gap only being six feet. Giammanco explained the FEMA breach limit.

(11:52 a.m.) Linda Ginn, 9051 Gene Johnson Road, President of Summerhaven River, commented on the value of the berms to the homes, rivers, environmental, and A1A.

(11:55 a.m.) Brad Bulthuis, Senior Assistant County Attorney, entered the meeting.

(11:56 a.m.) Ed Slavin, P.O. Box 3084, agreed with Ginn and spoke on the St. Augustine National Historical Park and National Sea Shore.

(11:59 a.m.) Cornelius Ingram, 9361 Old A1A South, spoke in support of the beach berm project.

(12:00 p.m.) Bill Hennesy, 5461 4th Street, voiced his concerns with the FEMA funds being used for Homeowner Associations and not homes that were destroyed during Hurricane Matthew.

(12:01 p.m.) **Motion by Waldron, seconded by Dean, carried 5/0, to adopt Resolution No. 2021-219, recognizing and appropriating a Department of Homeland Security FEMA Hurricane Irma Grant of Reimbursement funds, in an amount not to exceed \$163,350, and a State of Florida Division of Emergency Management Grant of Reimbursement funds in an amount not to exceed \$9,075, within the Fiscal Year 2021; and Motion to approve the transfer of \$29,075 from the appropriate Fund Reserves.**

Yea: Waldron, Dean, Smith, Whitehurst, and Blocker

Nay: None

RESOLUTION NO. 2021-219

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, RECOGNIZING AND APPROPRIATING A US DEPARTMENT OF HOMELAND SECURITY FEMA GRANT AND A STATE OF FLORIDA DIVISION OF EMERGENCY MANAGEMENT GRANT, WITHIN THE FISCAL YEAR 2021 GENERAL FUND

(05/18/21 - 19 - 12:02 p.m.)

11. SECOND READING OF SECURITY ORDINANCE. THIS ITEM WAS SUBMITTED TO THE BOARD OF COUNTY COMMISSIONERS AT ITS APRIL 20, 2021, MEETING. IT IS BEING BROUGHT BACK TO THE BOARD FOR SECOND READING. PER THE BOARD'S DIRECTION AT FIRST READING, LANGUAGE REGARDING OVERNIGHT PARKING HAS BEEN INCLUDED IN SECTION 5, AND LANGUAGE REGARDING POSSESSION OF WEAPONS HAS BEEN REMOVED FROM SECTION 6

Rebecca Lavie, Senior Assistant County Attorney, presented the details of the ordinance.

(12:04 p.m.) **Motion by Waldron, seconded by Whitehurst, carried 5/0, to enact St. Johns County Ordinance No. 2021-31, the St. Johns County Security Ordinance.**

ORDINANCE NO. 2021-31

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY RELATING TO TRESPASS WARNINGS ON COUNTY PROPERTY; ESTABLISHING SCOPE; PROVIDING DEFINITIONS; MAKING FINDINGS OF FACT; IDENTIFYING PERSONNEL AUTHORIZED TO ISSUE A TRESPASS WARNING; DEFINING PROHIBITED CONDUCT; PROVIDING FOR CONTROLLED ACCESS FACILITIES AND SECURE AREAS; PROVIDING FOR TRESPASS WARNINGS; PROVIDING FOR APPEALS; PROVIDING FOR PENALTIES; REPEALING ST. JOHNS COUNTY

**ORDINANCES 1980-40 AND 1984-66; PROVIDING FOR
SEVERABILITY AND PROVIDING AN EFFECTIVE
DATE**

(05/18/21 - 20 - 12:04 p.m.)

PUBLIC COMMENT

Ed Slavin, P.O. Box 3084, spoke on the \$700,000 embezzled through the Sherriff's Office, the constitutional officers not presenting their budgets, and gay pride rights.

(12:05 p.m.) Lavie left the meeting.

(12:08 p.m.) Melissa Fisher, 237 Lakeside Circle, spoke on the amount of flooding on her property. She presented a photo of the flooding, *Exhibit A*, pride tickets, *Exhibit B*, and a map of the pond, *Exhibit C*.

(12:13 p.m.) James Hensley, 7330 Oakmont Court, referenced an individual environmental resource permit, technical staff report and Marsh Landing pride tickets, *Exhibit D*.

(12:16 p.m.) Bill Hennesy, 5461 4th Street, spoke on the Butler Park Boat Ramp.

(12:19 p.m.) BJ Kalaidi, 8 Newcomb Street, spoke on the Tourist Development Council's 5th cent discussion; requested that public comment be moved to the beginning of meetings; and to earn the public's trust.

(12:23 p.m.) Howard McGaffney, Vice President of District Services, 162 South Prairie Lakes Drive, commended the Board on their dedication to the County.

(12:25 p.m.) Dick D'Souza, Chief Engineer, spoke on the Marsh Landing issues. Discussion ensued on structures that were not permitted.

(12:32 p.m.) Dean requested a report from the water management district regarding the Marsh Landing issues.

(05/18/21 - 20 - 12:32 p.m.)

COMMISSIONERS' REPORTS

Commissioner Whitehurst

No report.

Commissioner Waldron

(12:32 p.m.) Waldron spoke on a resolution that restricted county employees from running for office in other jurisdictions. *Consensus was given from the Board to revisit the resolution at a later scheduled meeting.*

(12:34 p.m.) Waldron requested to revisit the palmetto road permit; and spoke on designating areas to be used as mourning fields.

Commissioner Smith

(12:36 p.m.) Smith provided an agriculture report; and spoke on the unemployment and inflation rise.

Commissioner Dean

(12:38 p.m.) Dean reiterated Waldron's request for a report on Palmetto Road; spoke on House Bill 337; and requested an item regarding the FEMA berm projects.

Commissioner Blocker

(12:42 p.m.) Blocker requested to have a coastline restoration briefing. *Consensus was given to move the FEMA berm project to the June 1, 2021, meeting.*

(12:44 p.m.) Blocker requested Board consensus to send a letter of support to the St. Augustine lighthouse, *Exhibit A*. *Consensus was given.*

(12:45 p.m.) Blocker spoke on a resident in Ponte Vedra that was interested in doing a historical marker. Mercedes Harrold, Cultural Resources Coordinator, spoke on a memorandum pertaining to the historical marker and moving forward with the process. *Consensus was given from the Board to have staff bring back additional information at a later scheduled meeting.*

(05/18/21 - 21 - 12:50 p.m.)

COUNTY ADMINISTRATOR'S REPORT

Jesse Dunn, Director for the office of management and Budget, spoke on a funding request for an American Rescue Plan through the U.S. Department of the Treasure Submission Portal, and provided a suggested motion, *Exhibit A*.

(12:54 p.m.) BJ Kalaidi, 8 Newcomb Street, questioned the amount of the plan, that would be designated for Florida. Dunn explained the allocation for the county was about \$51 million and the appropriation would be 50 percent now and 50 percent in a year.

(12:56 p.m.) **Motion by Smith, seconded by Waldron, carried 5/0, to authorize the county administrator, or designee, to complete the prescribed funding request documentation, and to submit a request for American Rescue Plan funding through the U.S. Department of the Treasure Submission Portal.**

Yea: Smith, Waldron, Dean, Whitehurst, and Blocker

Nay: Nay

(05/18/21 - 21 - 12:57 p.m.)

COUNTY ATTORNEY'S REPORT

McCormack voiced his concerns with House Bill 337; and presented a proposed letter to send to the Governor, *Exhibit A*. Discussion ensued on the status of the House Bill and impact fee credits.

(1:24 p.m.) Ed Slavin, P.O. Box 3084, spoke in support of sending a letter to the Governor.

(1:26 p.m.) BJ Kalaidi, 8 Newcomb Street, clarified that McCormack stated that he would send a letter to all impact fee credit holders and questioned how many letters would be sent.

(1:27 p.m.) **Motion by Dean, seconded by Waldron, carried 5/0, to send a letter to the Governor recommending a veto of House Bill 337.**

Yea: Dean, Waldron, Smith, Whitehurst, and Blocker

Nay: None

(05/18/21 - 22 - 1:27 p.m.)
CLERK OF COURT'S REPORT

No report.

(05/18/21 - 22 - 1:27 p.m.)
ADJOURN

With there being no further business to come before the Board, Blocker adjourned the meeting at 1:27 p.m.

REPORTS:

1. St. Johns County Board of County Commissioners Check Register, Check Nos. 590601-590727, totaling \$1,690,819.42 and Voucher Register, Voucher Nos. 57226-57307, totaling \$547,113.11 (05/10/21)
2. St. Johns County Board of County Commissioners Check Register, Check Nos. 590728-590732, totaling \$2,776 and Voucher Register, Voucher Nos. 57308-57316, totaling \$7,660 (05/12/21)
3. St. Johns County Board of County Commissioners Check Register, Check Nos. 590733-590913, totaling \$2,575,251.13 and Voucher Register, Voucher Nos. 57317-57432, totaling \$1,584,444.46 (05/17/21)
4. St. Johns County Board of County Commissioners Check Register, Check Nos. 590914-590966, totaling \$33,578.86 and Voucher Register, Voucher Nos. 57433-57615, totaling \$133,401.26 (05/17/21)

CORRESPONDENCE:

There was none.

Approved _____ June 1 _____, 2021

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Jeremiah R. Blocker
Jeremiah R. Blocker, Chair

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

By: Pam Waltherman
Deputy Clerk



Commissioner Dean

(12:38 p.m.) Dean reiterated Waldron's request for a report on Palmetto Road; spoke on House Bill 337; and requested an item regarding the FEMA berm projects.

Commissioner Blocker

(12:42 p.m.) Blocker requested to have a coastline restoration briefing. *Consensus was given to move the FEMA berm project to the June 1, 2021, meeting.*

(12:44 p.m.) Blocker requested Board consensus to send a letter of support to the St. Augustine lighthouse, *Exhibit A*. *Consensus was given.*

(12:45 p.m.) Blocker spoke on a resident in Ponte Vedra that was interested in doing a historical marker. Mercedes Harrold, Cultural Resources Coordinator, spoke on a memorandum pertaining to the historical marker and moving forward with the process. *Consensus was given from the Board to have staff bring back additional information at a later scheduled meeting.*

(05/18/21 - 21 - 12:50 p.m.)

COUNTY ADMINISTRATOR'S REPORT

Jesse Dunn, Director for the office of management and Budget, spoke on a funding request for an American Rescue Plan through the U.S. Department of the Treasury Submission Portal, and provided a suggested motion, *Exhibit A*.

(12:54 p.m.) BJ Kalaidi, 8 Newcomb Street, questioned the amount of the plan, that would be designated for Florida. Dunn explained the allocation for the county was about \$51 million and the appropriation would be 50 percent now and 50 percent in a year.

(12:56 p.m.) Motion by Smith, seconded by Waldron, carried 5/0, to authorize the county administrator, or designee, to complete the prescribed funding request documentation, and to submit a request for American Rescue Plan funding through the U.S. Department of the Treasury Submission Portal.

Yea: Smith, Waldron, Dean, Whitehurst, and Blocker

Nay: Nay

(05/18/21 - 21 - 12:57 p.m.)

COUNTY ATTORNEY'S REPORT

McCormack voiced his concerns with House Bill 337; and presented a proposed letter to send to the Governor, *Exhibit A*. Discussion ensued on the status of the House Bill and impact fee credits.

(1:24 p.m.) Ed Slavin, P.O. Box 3084, spoke in support of sending a letter to the Governor.

(1:26 p.m.) BJ Kalaidi, 8 Newcomb Street, clarified that McCormack stated that he would send a letter to all impact fee credit holders and questioned how many letters would be sent.

(1:27 p.m.) Motion by Dean, seconded by Waldron, carried 5/0, to send a letter to the Governor recommending a veto of House Bill 337.

Yea: Dean, Waldron, Smith, Whitehurst, and Blocker

Nay: None