

**MINUTES OF MEETING  
BOARD OF COUNTY COMMISSIONERS  
ST. JOHNS COUNTY, FLORIDA  
MAY 9, 2000  
(9:00 A.M.)**

Proceedings of a regular meeting of the Board of County Commissioners of St. Johns County, Florida, began and held in the Auditorium at the County Administration Building, #4020 Lewis Speedway (County Road 16-A) and U.S. 1 North, St. Augustine, Florida.

Present were: James E. Bryant, District 5, Chair  
Mary Kohnke, District 4, Vice Chair  
Pal Howell, District 1  
John Reardon, District 2  
Marc Jacalone, District 3  
Ben W. Adams, Jr., County Administrator  
Dan Bosanko, Deputy County Attorney  
Judy Hamilton, Deputy Clerk

Also present: Cheryl Strickland, Clerk of Courts.

(05/09/2000 - 1 - 9:05 a.m.)

CALL TO ORDER

Chair Bryant called the meeting to order at 9:00 a.m.

(05/09/2000 - 1 - 9:06 a.m. )

The Invocation was given by Bryant. The Pledge of Allegiance was led by Howell.

(05/09/2000 - 1 - 9:07 a.m.)

ROLL CALL

The roll was called by the Deputy Clerk.

(05/09/2000 - 1 - 9:07 a.m.)

ADDITIONS/DELETIONS TO CONSENT AGENDA

Kohnke requested Item #6 be pulled and placed on the Regular Agenda as Item #13a. Adams requested Item #7 be pulled and placed on the Regular Agenda as Item #13b. Bosanko requested Item #5 be pulled and placed on the Regular Agenda as Item #13c. Bosanko requested Item #10 be pulled and rescheduled. Jacalone requested Item #11 be pulled and rescheduled.

(05/09/2000 - 1 - 9:10 a.m.)

APPROVAL OF CONSENT AGENDA

**Motion by Jacalone, seconded by Reardon, carried 5/0, to approve the Consent Agenda, as amended.**

1. Approval of Minutes:  
April 04, 2000 - BCC Workshop  
April 11, 2000 - BCC Meeting  
April 18, 2000 - BCC Workshop  
April 18, 2000 - BCC Meeting  
April 25, 2000 - BCC Special Meeting

2. Approval of a motion adopting a Resolution accepting Easements for Utilities for access, installation and maintenance of water and sewer lines for St. Augustine Centre, DRI/PUD Phase I and Town Center West Office Building and Town Square at St. Johns.

**RESOLUTION NO. 2000-63**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING EASEMENTS FOR UTILITIES FOR ACCESS, INSTALLATION AND MAINTENANCE OF WATER AND SEWER LINES FOR ST. AUGUSTINE CENTRE, DRI/PUD PHASE I AND TOWN CENTER WEST OFFICE BUILDING AND TOWN SQUARE AT ST. JOHNS**

3. Approval of a motion adopting a Resolution accepting Easements for Utilities for the water and sewer improvements servicing Six Mile Creek North Parcel of the Saint Johns Project.

**RESOLUTION NO. 2000-64**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING EASEMENTS FOR UTILITIES FOR THE WATER AND SEWER IMPROVEMENTS SERVICING SIX MILE CREEK NORTH PARCEL OF THE SAINT JOHNS PROJECT**

4. Approval of a motion adopting a Resolution accepting Easements for Utilities to provide water and sewer services within the Ocean Palms PUD-Phase 2 and Magnolia Dunes Subdivision

**RESOLUTION NO. 2000-65**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING EASEMENTS FOR UTILITIES FOR ACCESS, INSTALLATION AND MAINTENANCE OF WATER AND SEWER LINES FOR OCEAN PALMS PUD-PHASE 2 AND MAGNOLIA DUNES SUBDIVISION**

5. Approval of a Resolution approving a Final Plat for South Hampton Unit Two-A.

*This item was placed on the Regular Agenda as Item #13c.*

6. Motion to approve Wetland Delineation-Amendment No. 1 to the contract with Jones, Edmonds, & Associates in an amount not to exceed \$25,000.00.

*This item was placed on the Regular Agenda as Item #13a.*

7. Approval of a motion to set the public hearing for the Bartram Park DRI Development Order and Land Use Amendment for Tuesday, June 13, 2000 at 1:30 p.m.

*This was placed on the Regular Agenda as Item #13b.*

8. Motion to approve the Interlocal Agreement for Reciprocal Borrowing between St. Johns County and Clay County.
9. Approval of a new position for a Utility Engineer in the St. Johns County Utility Department.
10. Motion to approve an Interlocal Agreement between JEA and St. Johns County.

*This item was pulled to be rescheduled.*

11. Motion to award the contract for Bid No. 00-30, Subaqueous 16-inch Potable Water Main Crossing of Matanzas River at SR 206 to the low bidder, Contemporary Construction SE, Inc. in the amount of \$676,820.00.

*This item was pulled to be rescheduled.*

12. Approval of a motion setting a transmittal hearing for the Cummer Land Trust Comprehensive Plan Amendment for Tuesday, June 13, 2000 at 1:30 p.m.

13. File:

- a. Proof, Notice of Workshop, Northwest Sector Plan, April 15, 2000.
- b. Proof, Notice of Special Meeting, Golfway Centre PUD/Winn Dixie PUD, May 2, 2000.
- c. Proof, Notice of Public Hearing, Amending Ordinance 89-63, May 9, 2000.
- d. Proof, Notice to Bidders, RFP 00-45.
- e. Proof, Notice of Canceled Meeting, SJC Water & Sewer Authority, May 3, 2000.
- f. Proof, Certificate of Insurance, Gee & Jenson Engineers - Architects-Planners, Inc.
- g. Proof, Certificate of Liability Insurance, H. Brattlof Construction Co. Inc.
- h. Proof, Certificate of Liability Insurance, Flagler Health Care Systems, Inc.
- i. Proof, Certificate of Insurance, Saxelbye Architects, Inc.

(05/09/2000 - 3 - 9:11 a.m.)

#### ADDITIONS/DELETIONS TO REGULAR AGENDA

Reardon added Item #13d, Discussion of Political Campaign Signs. Kohnke requested the addition of Eagles [at Julington Creek Plantation] for brief discussion be added as Item #A1. Adams pulled Item #3 to be rescheduled; also, Adams added Item #13e, Economic Development Grant Application.

(05/09/2000 - 3 - 9:12 a.m.)

#### APPROVAL OF REGULAR MEETING AGENDA

**Motion by Kohnke, seconded by Reardon, carried 5/0, to approve the Regular Meeting Agenda, as amended.**

(05/09/2000 - 3 - 9:13 a.m.)

#### PRESENTATION OF A PROCLAMATION DESIGNATING MAY 14 THROUGH MAY 20 AS RESPECT FOR LAW WEEK

There was a sign language interpreter present.

Bryant read the Proclamation into the record. The Board presented the Proclamation to Pam Kochanski of the First Coast Optimists Club of St. Augustine. Bob Thompson,

President of the First Coast Optimists Club, and Emanuel Golden, a member of the Club, were introduced.

(05/09/2000 - 4 - 9:17 a.m.)

PRESENTATION OF A PROCLAMATION DESIGNATING THE MONTH OF MAY AS OLDER AMERICANS MONTH

Kohnke read the Proclamation into the record. Cathy Brown, Executive Director of the Council on Aging, accepted the Proclamation. Gert Mickler and Cecilia Nelson were introduced.

(05/09/2000 - 4 - 9:23 a.m.)

ARTIFICIAL OFFSHORE REEF COMMENTS BY MR PHIL STEWMAN ON BEHALF OF ST. AUGUSTINE HIGH STUDENTS

Jacalone introduced Stewman and students from St. Augustine High. Stewman showed a sample of a reef ball and explained the program to the Board. A video entitled "Sea Explorer" was shown. Discussion of beach erosion problems and restoration of coastline was held. Michael Givens, Chief Deputy-Finance, entered the meeting at 9:37 a.m. Stewman stated a need for financial assistance and backing from the community.

(9:50 a.m.) David Austin, 280 Riverside Blvd., a student involved in the program, spoke on the awesomeness of being involved in building a reef that would be on the ocean floor forever, and on the wonders of diving.

(05/09/2000 - 4 - 9:51 a.m.)

PUBLIC COMMENT

Richard Olson, 342 Quail Pointe, Ponte Vedra Beach, President of Sawgrass Association, spoke on concerns about nutrient-rich discharge from sewer plants along the Guana and stated loss in quality of inland lakes and waters. He presented a "paperweight" consisting of a jar with improved effluent from the intercoastal sewer plant. Kohnke asked Staff to investigate what they are permitting to go into the intercoastal.

(9:55 a.m.) James Mitchell, 4215 Rues Landing Rd., St. Augustine, presented a letter from the residents of Rues Landing Road, requesting the Board's approval for fast-tracking their road. He presented a map illustrating the area under discussion. (10:00 a.m.) Bosanko stated this was a private road owned by Julington property owners and stated there were several different viewpoints. He stated this was a complex issue and recommended this be placed in a workshop session.

(10:07 a.m.) Emanuel Golden, 5428 Shore Drive, St. Augustine, with assistance of a sign language interpreter, read his prepared statement into the record, regarding growth. Strickland left the meeting at 10:08 a.m.

(10:13 a.m.) Peggy Williams, 420 Boneset Branch Lane, addressed the Board on behalf of Lucy Seeds, who had a message for the Board and was unable to be at the meeting, regarding the eagle issue.

First of all you know about the eagle issue that has been hashed over many times. The most recent account was in the paper Saturday in St. Johns saying a stop work order for Julington Creek Plantation may soon be lifted because U.S. Fish and Wildlife Services issued a statement that the chicks have flown away. Well, I just have some update on that information and I am quoting Lucy here and when I say I, it is Lucy. Lucy is for the rest of you the representative from National Audubon Society who has been watching an

eagle nest for about four years in the Plantation. Uh, regarding the County Administrators decision to lift the restriction on construction in Plantation Island secondary bald eagle zone management area I want to correct some of the information upon which this decision was made. The family of bald eagles has not left the nest area. There are two perch trees currently being used by the birds, one to the east of the nest tree and the nest tree. The eagles are at the nest tree every day perched and feeding. Sunday, two days ago, along with several visitors, we observed all four birds at the nest tree. The male young was feeding on a fish in full view. As you recall it was Friday or earlier that the biologist from the Plantation said that the birds had been gone a week or more. I have observed the eagles every day without exception since the shut down of work on in Plantation Island. The developers paid biologists have not been on duty since the shut down with two or three exceptions. I was not consulted before the decision to lift the building restrictions was made. U.S. Fish and Wildlife personnel have never visited these eagles nest site and observed their behavior. It pains me to hear from a County official that I have no standing as to the decisions being made regarding the protection of the bald eagles in Julington Creek Plantation. I was under the impression that I had demonstrated my credibility in this matter. At least hundreds of local residents who have visited me in my scope think so. May 15<sup>th</sup> is less than a week away. Please give the eagles that much more time to fledge. And according to Linda White, Florida Audubon Birds of Prey Specialist, fledging means the young have left the nest area and are feeding on their own which they are not doing just yet. Please give the eagles more time to fledge. Their general behavior has returned to near normal compared to the past three years before. The parents are feeding the young on a regular basis and spending time in the nest with them. They have dismantled their own nest which is necessary, which is natural for them to do at this time, but the eagles are there. Thank you for your consideration in this matter. I feel certain the community will appreciate you for supporting the eagles and especially the children, they love having the birds in their neighborhood. Now I'll add my own comments that all of us, I represent the other several hundred in the neighborhood who we still fly our American Flags everyday and have decals on the mailbox waiting for an answer what's happening to the rest of the zone the secondary zone that is adjacent to Deer Run and Creekside and uh I will probably call one of you to see if I can find an answer because like what's going to become of it, so anyway we would like to know what has been the ruling. Thank you very much.

(10:17) Howell asked if Ms. Seeds' recommendation was the 15<sup>th</sup>. Williams responded, who is to say that the eagles have a calendar they follow exactly. It might be the 16<sup>th</sup>, the 14<sup>th</sup>, but she is pretty sure, by the size of them and their maturity, that the 15<sup>th</sup> is a good target date that they will have reached the stage to be fully on their own. Howell responded, so by the end of this weekend, roughly. Williams stated probably, end of the week or early next week.

(10:18 a.m.) Caroline A. Wolfe, 211 Deltona Drive, St. Augustine, Director and Founder of St. Gerard Campus, formerly St. Gerard House in St. Augustine. She gave an overview of young mothers who have had their children and gone through their educational program. She invited the Board to the commencement exercises on May 26, 2000, at 7:00 p.m., Trinity Chapel, 1485 U.S. 1 South.

(05/09/2000 - 5 - 10:27 a.m.)

A1. EAGLES AT JULINGTON CREEK PLANTATION

The following discussion was held with regard to this issue:

**Bryant:** Ok that's all the speaker cards we have. Is there anyone else in the audience who would like to speak to any item not on the agenda today under public comments. Item A.1. Commissioner Kohnke.

**Kohnke:** Yes thank you. I'd like to do this very briefly, I don't really want an awful lot of discussion on it. I think it's a simple board vote up or down. Umh, the fledging period and the period that was set for these eagles was May 15<sup>th</sup>. I don't want to with all due respect to the opinion of the Fresh Water Game and Fish Commish..... - Wildlife Commission or whatever this bunch is, uh, I have not been pleased with their \_\_ or pleased with it today, I see there is nothing to be gained by us shortening the period and I would like and I would like to move therefore that we do not lift the requirements until May 15<sup>th</sup>.

**Howell:** I'll second that because I think Ms. Seeds is a - Jim, I'm speaking out of turn, I'm sorry

**Bryant:** Commissioner Howell:

**Howell:** I think this would satisfy Ms. Seeds and that's only until this weekend. Monday at the latest and so I would second or if that was a motion

**Kohnke:** That was a motion

**Howell:** I would second that

**Bryant:** OK, further discussion. I would like to say that you know there always has to be some compromise and we are only talking about probably 4 or 5 days until then and I really, I went out there four times and I don't really see that much of a problem and that's just my position. What I observed when I was there. And to go straight to the 15<sup>th</sup> I think may be overstating the situation. Any other comments. Commissioner Reardon.

**Reardon:** Certainly. I feel that the nesting season goes until May 15th and we should allow the eagles at least that amount of respect for development and I don't see any reason to rush - rush ending the nesting season.

**Kohnke:** Mr. Chairman, I call the question.

**Bryant:** The question has been called. All in favor of the motion say Aye . Aye - All opposed. - none.

**Bryant:** Item 1

**Kohnke:** The staff has been directed to stop development

**Bryant:** Until the 15<sup>th</sup>

**Kohnke:** Until the 15<sup>th</sup>.

Kohnke stated the fledging period and the period that was set for the eagles was May 15. With all due respect to the opinion of the U.S. Fish and Wildlife Service, she stated she was not pleased with it, there was nothing to be gained by shortening the period. (10:27 a.m.) **Motion by Kohnke, seconded by Howell, carried 5/0, that they do not lift the requirements until May 15, 2000.** Howell stated he thought this would satisfy Ms. Seeds and it was only until this weekend, Monday, at the latest. Bryant stated there always has

to be some compromise, and they were only talking about probably four to five days until then, and he had gone out there four times and he did not see that much of a problem, it was just his position, from what he observed when he was there; and to go straight to the 15<sup>th</sup>, he thought overstated the situation. Reardon stated he felt that the nesting season goes until May 15, and they should allow the eagles at least that amount of respect for development, and he did not see any reason to rush ending the nesting season. Staff was directed to stop development until the 15th.

The meeting recessed at 10:29 a.m. and reconvened at 10:39 a.m.

(05/09/2000 - 7 - 10:39)

1. PUBLIC HEARING - TIME WARNER CABLE TV FRANCHISE TRANSFER. TIME WARNER CABLE (TW) IS MERGING WITH AMERICA ONLINE (AOL). AS REQUIRED BY COUNTY ORDINANCE 95-63, TW HAS REQUESTED A TRANSFER OF THE FRANCHISE TO THE SUCCESSOR CORPORATION. STAFF REVIEWED THE APPLICATION AND DOCUMENTS SUBMITTED WITH THE REQUEST AND DETERMINED THAT THEY HAD MET THE ESTABLISHED CRITERIA FOR CONSIDERATION OF A TRANSFER. SUBSEQUENT TO THE STAFF DETERMINATION, THE BCC SET MAY 9, 2000 AT 9:00 A.M. AS THE DATE AND TIME OF THE PUBLIC HEARING REQUIRED BY COUNTY ORDINANCE 95-63 FOR CONSIDERATION OF THE TRANSFER. UNDER THE REQUIREMENTS OF COUNTY ORDINANCE 95-63, THE BCC MUST CONSIDER PUBLIC COMMENT. ADDITIONALLY, THE BCC MUST ALSO ENTERTAIN THE PRESENTATIONS OF OTHER FRANCHISE GRANTEEES RELATIVE TO OBJECTIONS AND REQUESTS FOR CLARIFICATION OF ISSUES THAT MAY AFFECT THEM.

Proof of publication of the notice of public hearing on the transfer of control of the cable television service franchise by Time Warner Cable, was received having been published in *The St. Augustine Record* on April 28, 2000.

(10:39 a.m.) Joe Vonasek, Budget Officer, addressed the Board, stating Time Warner Cable was proposing to merge nationally with America Online (AOL). As a part of that merge, they have created a new parent company and would be transferring control of the franchise to the parent company. He stated that, in accordance with County ordinances, they have requested approval of the transfer from the Board. (10:40 a.m.) Jacalone asked Vonasek if the resolution authorized the continuance of the existing contract, that the County has with Time Warner, to remain in effect, and to accept the new name of the corporation, and to keep all the other terms of the agreement as they were when the Board approved them previously. Vonasek stated that is correct. Bryant asked about equal access. Vonasek responded he did not know if equal access could be addressed, since the only thing that they had already addressed was the franchise itself. Bryant said it appeared to him that there may be some inherent problems built into it, just by the nature of the entities in the merger. (10:42 a.m.) Reardon stated he supported that line of thought, because, with the name change of the franchise agreement, went all the services that AOL would provide when merged with Time Warner. He said if the Board approved what prepared to be a name change, they were almost supporting a monopoly in the realm of broadband communications and stated he supported the Chair. Jacalone commented that what they currently have with Time Warner relates to a Cable TV franchise. Any other services, such as internet-type service, would have additional charges and would require other agreements that did not relate to this. He stated it is not about additional services and monopolizing internet provision and other things.

(10:46 a.m.) The Board asked questions of David Conn, Attorney, representing the County. Kohnke said this was not just a name change, because in the resolution title, it said it was a change of control. Conn stated the wording of the body of the resolution seemed clear,

but it should reference franchisee in the third line of the caption. Kohnke asked if this opened a door for the Board to deal with the franchise agreement. Conn responded no, he did not think it opened a doorway, because the franchise has a stated expiration date on it. Time Warner came for approval of the transfer, because it is required by County ordinance. (10:49 a.m.) Kohnke stated the proposed merger had not been approved at the justice level as yet, and therefore the Board would be acting on something that has not even been approved. Conn stated he believed it had not been approved. Conn reiterated that the County ordinance contemplated that they would go ahead and obtain Board approval before effectuating the transfer, and it was constant with the requirements of said ordinance. Kohnke restated that they had not gotten full approval at the justice level. Conn restated that was correct. Jacalone stated the merger has some time to go through before it became official and thought it was strange that the Board was asked to accept the new corporate name before the merger had been approved. He thought the Federal Communications Commission and the United States Justice Department had to grant approval for the merger to occur. Therefore, Jacalone said he was hesitant to change the agreement until it was an official merger. Reardon said he thought it was premature and thought it was the local cable company quickly establishing new territory without actually a proper understanding of the ramifications of something of this magnitude and said he was in favor of delaying this issue.

(10:51 a.m.) Robert Grady, General Manager, Time Warner Cable, 2200 N. Ponce De Leon Blvd., addressed the Board, encouraging the approval of the item. He stated Time Warner had met their basic franchise requirements over the years and asked the Board to consider the fine things that Time Warner had accomplished in the community. He stated they are a local company with 25 employees that live in the community that provide local service.

(10:55 a.m.) Charlie Hotchkin, 190 Nix Boatyard Road, stated this was a very serious issue and that they were transferring one of the most powerful mediums ever on the face of the planet for human beings to communicate with each other to a company that was not elected by the people of the County. He stated they were out to control all of their communication.

(11:00 a.m.) James Pennington, President of Aug Link Communications, 5 Cordova Street, spoke on consumer rights. He spoke on information he had given the Board, specifically, findings of National Association of Counties (NACo); requiring open access at the time of franchise transfer; investigation by Justice Department of Time Warner for antitrust violations; agreement presented to the Justice Department by Time Warner. Pennington asked the Board to postpone the issue and research it further.

(11:07 a.m.) Kohnke asked that the following discussion be included verbatim in the minutes.

**Kohnke:** Mr. Brady, I want to ask you a question and I would like you to answer it, and if the Clerk would put this question and his answer verbatim in the minutes that will come back to us, I would appreciate it. When Time Warner becomes AOL and they or you are they or you rather going to abide by all the FCC regulations, including common carrier requirements [for computers] for competitors. Do you want me to repeat it?

**Brady:** With all due respect, Commissioners, it sounds like a loaded question. We will comply with all FCC rules and regs. I don't know what the rules are relative to common carrier and internet access, because we don't have it here at this time. In the future, that would be an issue, and I'd be up to date on it, but it's some time away for us.



**Kohnke:** I beg your pardon? Are you saying no?

**Brady:** The availability of internet access is quite some time away in the future.

**Kohnke:** So the answer is no?

**Brady:** My answer is, I don't know.

**Kohnke:** You don't know.

**Brady:** I don't know what the FCC internet common carrier rules are.

**Kohnke:** Well, if the, I'm just asking you, are you going to abide by the FCC regulations in the future that include common carrier requirements for competitors?

**Brady:** My answer to you, Commissioner, with all due respect, is that we will comply with all FCC regulations. However, I cannot comment on the aspect of high speed internet because I don't know what the particulars are.

**Kohnke:** I guess that's a no sort of answer, because you see, the reason I'm asking you this is, if you don't comply, and we find that you've misrepresented yourselves to us...dot com and any other internet provider reopen the acceptance of this transfer and the reason I'm bringing this up personally is that I think this is the only protection that we can provide, not only this group, but any other internet groups. Otherwise, if we don't provide this kind of protection from the Commissioners don't provide this kind of protection, the only recourse that the internet providers would have is in court, and my purpose as a Commissioner, is to make sure all of you who have agreements with us in the County, abide by the rules. That's one of my purposes, and the other is to make sure that the people who do business in St. Johns County don't end up having to spend a lot of unnecessary money in court cases, and that's why I asked the question and I just want some reassurance that you are going to abide by the FCC rules, when it comes to the regulations as they refer to common carriers, common carrier and their competitors.

**Brady:** Common carriers.

**Kohnke:** It's very important for me to know that I really have, I mean, I know my fellow Commissioners might be going in a different direction today than I am, and I don't know as much as I would like to know about this, but at least that's the one thing that I do have some feelings about.

**Brady:** Well, common carriers, I would also think would include such things as telephone type service and such. It's an area that I'm not familiar with, but, according to our franchise, we're obligated to support the FCC rules and abide by them. There's no reference to common carrier.

**Kohnke:** See, yesterday at the PV Advisory Committee, one of our members is from PGA Tour Productions, and this was one of the questions that they raised, in terms of what's going on here, and now I understand, I don't know about this aug.com. I'm not an internet user. I don't even use the computer. I just want to make sure that we're not going to have any problems, and I want to make sure that you are going to abide by these rules and, because if

you don't, then we don't have to go to court. We can just reopen the franchise, the transfer agreement, that's all, and that I want verbatim as much as possible in the minutes.

(11:12 a.m.) Reardon stated he thought it would benefit St. Johns County a great deal to table this agreement and not vote on it at this time. If need be, it could be put on as a workshop item in the future. (11:14 a.m.) Motion by Reardon, seconded by Jacalone for discussion, to table this resolution for further discussion at a later date. Bryant stated there was no discussion on a tabled motion. Jacalone withdrew his second. Motion died for lack of a second. (11:15 a.m.) Conn advised the Board that they were required to take action by June 11, because the Cable Communications Act says they have to act on Time Warner's request within 120 days from its filing. If the Board did not make a final decision within the 120 days, then it would be deemed to be granted without any further action on its part. Jacalone asked if the Board denied this request, and the merger actually occurred, or was approved by the other regulatory agencies, could Time Warner come back with the same request and then the Board take action on it. Conn responded they may or may not come back with a second request; they may go directly to court and seek injunctive relief. Jacalone commented that his concern was that they have a valid agreement with an existing corporation and the proposed merger has not yet occurred. (11:18 a.m.) Conn reiterated that the existing ordinance prohibits Time Warner from effectuating the change of control without prior approval of local government. Jacalone stated he would be ready to take action on that once this proposed deal is approved by the agencies that have yet to do so and not before. (11:20 a.m.) Bryant asked what the probability was of a local internet service provider (is) getting blocked out of the access to broadband. Conn answered that he would not want to venture an answer to that question, since that could change in the future as things develop with federal legislation. Conn stated if the Board had reservations regarding the transfer, they could continue this hearing to another date. He recommended a continuance rather than a tabling; the date on the application was February 11 and 120 days from that date would be roughly June 10. (11:21 a.m.) **Motion by Kohnke, seconded by Jacalone, carried 5/0, to continue the decision on this until the morning of May 23 with the proviso that asking Mr. Conn to come back to the board with a response to Mr. Pennington's document.** [May 23, 2000 at 9:00 a.m.]

(05/09/2000 - 10 - 11:24 a.m.)

2. PUBLIC HEARING - PROPOSED ORDINANCE RELATING TO REGULATION OF PRIVATE WATER AND SEWER UTILITIES WITHIN ST. JOHNS COUNTY, SETTING LIMITATIONS ON THE NUMBER OF TERMS OF OFFICE, WHICH MAY BE SERVED BY MEMBERS OF THE WATER & SEWER AUTHORITY. A PROPOSED ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, RELATING TO THE REGULATION OF PRIVATE WATER AND SEWER UTILITIES WITHIN THE UNINCORPORATED AREA OF ST. JOHNS COUNTY, FLORIDA; THIS ORDINANCE AMENDS ORDINANCE 89-63 BY CHANGING PARAGRAPH (H) OF SECTION 3 TO INCLUDE THE LANGUAGE "A MEMBER OF THE AUTHORITY MAY NOT SERVE MORE THAN TWO (2) CONSECUTIVE FULL FOUR-YEAR TERMS." THIS LIMITS THE NUMBER OF TERMS OF OFFICE, WHICH MAY BE SERVED BY MEMBERS OF THE ST. JOHNS COUNTY WATER AND SEWER AUTHORITY.

Proof of publication of the notice of public hearing on the ordinance, was received having been published in *The St. Augustine Record* on April 22, 2000.

David Halstead, Assistant County Administrator, presented this item to the Board. He stated this ordinance amended Ordinance 2000-20.

(11:26 a.m.) **Motion by Reardon, seconded by Howell, carried 5/0, to approve proposed Ordinance No. 2000-31.**

**ORDINANCE NO. 2000-31**

**AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, RELATING TO THE REGULATION OF WATER AND SEWER UTILITIES WITHIN THE UNINCORPORATED AREA OF ST. JOHNS COUNTY, FLORIDA; AMENDING ORDINANCE NO. 89-63 BY INCLUDING LIMITATIONS ON THE NUMBER OF TERMS OF OFFICE WHICH MAY BE SERVED BY MEMBERS OF THE ST. JOHNS COUNTY WATER AND SEWER AUTHORITY; AND PROVIDING AN EFFECTIVE DATE.**

(05/09/2000 - 11 - 11:26 a.m)

3. PUBLIC HEARING - NZV00-001-WOODWARD ROAD - CHARLES USINA. THIS IS A NON-ZONING VARIANCE REQUEST TO SECTION 6.04.07 OF LAND DEVELOPMENT CODE ENTITLED ROADWAY DESIGN. THE APPLICANT WISHES TO USE AN EXISTING UNPAVED TRAIL ROAD TO PROVIDE ACCESS AND ALLOW THE CONSTRUCTION OF A SINGLE FAMILY RESIDENCE.

***This item was pulled to be rescheduled.***

(05/09/2000 - 11 - 11:26 a.m.)

4. CONSIDER APPROVAL OF THE "SCENIC AND HISTORIC A1A" ELIGIBILITY APPLICATION TO THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THEIR REVIEW

Vickie Renna, Principal Planner, made a presentation to the Board, stating this was a formal procedure. (11:28 a.m.) **Motion by Kohnke, seconded by Howell, carried 5/0, that the Board of County Commissioners approve the formal submittal of the "Scenic and Historic A1A" Eligibility Application to FDOT for their review.**

(05/09/2000 - 11 - 11:28)

5. CONSIDER AUTHORIZING ST. JOHNS COUNTY TO ENTER INTO AN AGREEMENT WITH HEALTHY KIDS CORPORATION

Dr. James Walker, Director of the Health Department, presented this item to the Board for consideration with the aid of a visual display. (11:34 a.m.) Walker introduced Beverly Fitzpatrick, a nurse who is the County Coordinator, who would be advertising this program. Discussion ensued on the agreement and budget contributions by the County towards hospital and physician services. (11:40 a.m.) Reardon was absent from the meeting. (11:42 a.m.) **Motion by Howell, seconded by Kohnke, carried 4/0 with Reardon absent, to authorize the County Administrator to enter into this contract, which is a financial agreement, between Florida Healthy Kids Corporation aka the FHKC and St. Johns County Commission subject to approval of the County Attorney's Office and with authority to the County Administrator to adjust the term periods in the contract based on advice of the County Attorney's Office; and, authorizing the expenditure of moneys from the General Fund Reserve up to a maximum of \$15,000.00 from the current budget year. (11:45 a.m.) Motion by Kohnke, seconded by Howell, carried 4/0 with Reardon absent, to release the \$7,000.00 from Buckingham Smith Foundation.**

(05/09/2000 - 11 - 11:46 a.m.)

6. CONSIDER A RESOLUTION DECLARING CERTAIN COUNTY OWNED LOTS IN SURFSIDE/PINECREST SUBDIVISION IN PONTE VEDRA AS SURPLUS PROPERTY, AUTHORIZING THE APPRAISAL AND ADVERTISEMENT FOR SALE BIDS PURSUANT TO FLORIDA STATUTE 125.35 AND TO APPROVE A TRANSFER OF FUNDS FROM GENERAL FUND RESERVES TO PAY THE COST OF APPRAISAL

Mary Ann Blount, Real Estate Manager, made a presentation to the Board with use of the visual display. (11:52 a.m.) **Motion by Kohnke, seconded by Howell, carried 4/0 with Reardon absent, to adopt Resolution 2000-62, declaring certain County-owned lots in Surfside/Pinecrest Subdivision in Ponte Vedra as surplus property, authorizing the appraisal and advertising for sale bids pursuant to Florida Statute 125.35 and to approve transfer of funds from the General Fund Reserves to pay the cost of the appraisal.** Staff will bring back the appraisal for discussion with the Board.

#### RESOLUTION NO. 2000-62

#### RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, DECLARING CERTAIN COUNTY OWNED LOTS IN SURFSIDE SUBDIVISION IN PONTE VEDRA AS SURPLUS PROPERTY AND AUTHORIZING THE APPRAISAL AND ADVERTISEMENT FOR SALE BIDS PURSUANT TO FLORIDA STATUTE 125.35

(05/09/2000 - 12 - 11:53 a.m.)

#### 7. DISCUSSION OF LAWN IRRIGATION IN ST. JOHNS COUNTY

Kohnke advised the Board on the lawn irrigation discussion. Ish Edwards of St. Johns River Water Management District introduced Paul Haydt, also of SJRWMD. Haydt spoke on irrigation, fertilizers, other counties policies, automatic shutoffs, and rain sensor devices. Discussion ensued.

(12:02 p.m.) Kohnke requested the consensus of the Board that the same group that is working on finishing off the fertilizer ordinance would bring a suggested plan in a workshop, that the County would get someone from the irrigation industry, and allow Jan Brewer to get involved with this group. Jacalone stated that rain sensor devices need to be installed when irrigation systems are installed. Howell asked if this would affect subdivisions that are using reuse water. Haydt stated wherever irrigation is done they would like to minimize the amount of runoff and there needed to be some kind of control in there, but that there were exemptions for reuse. Kohnke stated they did need industry input on this. She stated on large users their pipes were not big enough to water their entire system on two hours twice a week, so she said a different system was needed for large users. Reardon entered the meeting at 12:07 p.m. (12:07 p.m.) Bill Harrington, Southern Horticulture, stated that it was important to get input from the commercial people and golf course folks; he said they had good participation on the fertilizer ordinance. (12:07 p.m.) ***It was the consensus of the Board to go ahead with the same system and the same group, and to get the industry involved, as an extension of the fertilizer and will report back to the Board in final form.***

(12:08 p.m.) **Motion by Kohnke, seconded by Howell, carried 5/0, to move the Commissioners' Reports, County Administrator's Report, County Attorney's Report, and Clerk of Courts Report to the end of the day.**

The meeting recessed at 12:09 p.m. and reconvened at 1:30 p.m. with Bryant, Kohnke, Howell, Reardon, Jacalone, Bosanko, and Deputy Clerk Yvonne King present. Richard Barfield, Assistant County Attorney, was also present.

(05/09/2000 - 12 - 1:33 p.m.)

#### 8. PUBLIC HEARING - CONSIDER APPROVING THE VACATION OF A PORTION OF THE PLAT OF THE ROTHCHILD'S ADDITION

Proof of publication of the public notice of the intent to vacate a portion of the plat of the Rothschild's Addition was received having been published in The St. Augustine Record on March 24 and 31, 2000.

Betty Sue Stepp, Development Review Manager, explained the request to vacate Lots 1 - 4, Block 21, within the Rothschild's Addition Subdivision, along with a 15' alley that is located immediately adjacent and west of those lots. (1:36 p.m.) Karen Taylor, 3070 Harbor Drive, representing the applicant, made a presentation explaining the vacation. Discussion followed on the requested vacation. (1:39 p.m.) Bosanko cautioned the Board and the applicant that if this vacation is approved, it would vacate the public and County rights, but would not necessarily vacate any private rights that someone may have acquired. (1:42 p.m.) **Motion by Reardon, seconded by Howell, carried 5/0, to approve Resolution No. 2000-66, to vacate a portion of the plat of Rothschild's Addition with Findings of Fact 1-4.**

#### **RESOLUTION NO. 2000-66**

### **A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, VACATING A PORTION OF THE PLAT OF ROTHSCHILD'S ADDITION SUBDIVISION**

(05/09/2000 - 13 - 1:42 p.m.)

9. PUBLIC HEARING - CONSIDER A RESOLUTION APPROVING THE VACATION OF A PORTION OF THE PLAT OF AFRO-AMERICAN SUBDIVISION OF DANCY TRACT

Proof of publication of the notice of intent to vacate a portion of the plat of the Afro-American Subdivision of Dancy Tract was received having been published in The St. Augustine Record on April 8 and 15, 2000.

Betty Sue Stepp, Development Review Manager, explained the request to vacate Lots 1-4, Block 83, the south 75' of Lots 16, 17, and 18 and all of Lot 19, Block 84, and the portion of Chapin Street which lies between those blocks, all of which are within the Afro-American Subdivision of Dancy Tract, and is specifically located west of Volusia Street and north of CR 214. Discussion followed on the requested vacation. Bosanko reminded the Board and the applicant that this vacation would remove public and County rights and will have no affect on any private rights that may have developed on the property. (1:46 p.m.) **Motion by Reardon, seconded by Howell, carried 5/0, to approve Resolution No. 2000-67, to vacate a portion of the plat of the Afro-American Subdivision of Dancy Tract with suggested Findings of Fact 1 - 4 to support the motion.**

#### **RESOLUTION NO. 2000-67**

### **A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, VACATING A PORTION OF THE PLAT OF THE AFRO-AMERICAN SUBDIVISION OF DANCY TRACT**

(05/09/2000 - 13 - 1:47 p.m.)

10. PUBLIC HEARING - CONSIDER A VACATION OF A PORTION OF RAMONA STREET IN ST. JOHNS SEAVIEW PARK, UNIT 3

Proof of publication of the notice of public hearing to consider vacating a portion of Ramona Street was received having been published in The St. Augustine Record on April 19, 2000.

Betty Sue Stepp, Development Review Manager, explained the request to vacate a portion of Ramona Street in St. Johns Seaview Park, Unit 3. (1:49 p.m.) Kohnke disclosed that she received two letters from George and Kimberly Ruotolo who are in opposition to the vacation; she also received a resolution from the MSD of Ponte Vedra expressing their opposition to the opening of Ramona Street for vehicular traffic; and she spoke with Harry Graham, Cameron Lacy, Marcy Silkebacken, Hutch Stevens, all who gave history of the attempts to vacate and why they did not want it vacated. Howell disclosed that he received two letters from George and Kimberly Ruotolo who were in opposition to the vacation. (1:51 p.m.) George McClure, 170 Malaga Street, representing Edgar McCurry, made a presentation explaining the request. Discussion followed on the reason for the requested vacation; and the utilities, water main, power line, and drainage ditch currently on the property.

(2:08 p.m.) Andrew Brandler, 135 LaPasada Circle W., commented in opposition to the vacation. (2:12 p.m.) Virginia Simpson, 51 Valencia Street, commented in opposition to the road vacation. (2:16 p.m.) William Simpson, 51 Valencia Street, commented in opposition to the road vacation, but suggested the property be converted to a park and soccer field. (2:17 p.m.) Leona Young, 38 Alhambra Street, commented in opposition to the vacation, but suggested the property be used as a park and some sort of use for drainage. (2:19 p.m.) Nicholas Young, 38 Alhambra Street, commented in opposition to the vacation, but suggested basketball courts be placed on the property, or it be used as a playground. (2:20 p.m.) Cameron Lacy, 550 LeMaster Drive, representing the Ponte Vedra Community Association, commented in opposition to the road vacation. (2:23 p.m.) John McCann, 39 Monterey Street, commented in opposition to the vacation. (2:24 p.m.) Janet Livermore, 30 Ramona Street, commented in opposition to the vacation. Livermore then submitted a petition from residents of Seaview Park South who are opposed to the proposal. Discussion followed on the requested vacation. (2:41 p.m.) **Motion by Kohnke, seconded by Howell, carried 5/0, to deny the petition to vacate a portion of Ramona Street as set forth.**

(05/09/2000 - 14 - 2:42 p.m.)

11. PUBLIC HEARING – NZV-00-002, NORTH BEACH SUBDIVISION. THIS REQUEST SEEKS APPROVAL OF A NON-ZONING VARIANCE TO ALLOW A THIRTY-FOOT EASEMENT TO PROVIDE ACCESS TO SINGLE-FAMILY LOTS WITHIN A RECORDED SUBDIVISION. SECTION 6.02.01.B.3.A OF THE LAND DEVELOPMENT CODE STATES THAT A THIRTY (30) FOOT EASEMENT SHALL NOT BE PERMITTED FOR ACCESS IN A RECORDED SUBDIVISION. THE SUBJECT PROPERTY IS A 3.64-ACRE PLATTED PARCEL WITHIN THE NORTH BEACH SUBDIVISION, WHICH IS LOCATED IN THE VILANO BEACH AREA. THE SUBJECT PROPERTY IS PROPOSED TO BE DEVELOPED WITH FOUR SINGLE-FAMILY RESIDENCES. THE REQUESTED VARIANCE WILL PROVIDE LEGAL ACCESS TO THESE LOTS WITHOUT ADDITIONAL WETLAND IMPACTS. STAFF RECOMMENDS APPROVAL OF THE REQUEST

Proof of publication on the notice of public hearing on the non-zoning variance, North Beach Subdivision, was received having been published in The St. Augustine Record on April 24, 2000.

Sonya Doerr, Principal Planner, explained the request of the non-zoning variance to allow a 30' easement to provide access to single-family lots within a recorded subdivision. Discussion followed on the impact areas on the property, the purpose of the easement, the purpose of the non-zoning variance. (2:51 p.m.) Gary Davenport, 3266 Pacetti Road, representing the people who will be building houses, the eventual lot owners, Mr. and Mrs. Peter Sabo, Jimmy Vaughan, John Gillespie, Jr., Chester Stokes, Jr., explained that the variance is for the sole purpose of committing a variance to the code to allow legal access to two lots and an additional third lot in order to avoid having to use the frontage on the

lots. Discussion followed on filling the property and how the lots will be accessed. (3:00 p.m.) **Motion by Kohnke, seconded by Jacalone, carried 5/0, to approve NZV-00-002, a Non-Zoning Variance to allow a 30' easement to provide access within the North Beach Subdivision pursuant to Section 10.04.03 of the Land Development Code; approving Findings of Fact 1 - 5; and subject to conditions A and B.**

(05/09/2000 - 15 - 3:01 p.m.)

12. PUBLIC HEARING – MJM-00-001, MARSH LANDING PUD MAJOR MODIFICATION. THIS REQUEST SEEKS TO MODIFY THE MARSH LANDING PUD TO ALLOW A PRIVATE DRIVEWAY TO EXTEND FROM ROYAL TERN ROAD SOUTH TO AN ISOLATED UPLAND PARCEL THAT IS LOCATED OUTSIDE OF THE PUD. THERE ARE NO OTHER CHANGES TO THE PUD INVOLVED WITH THIS REQUEST. THE DRIVEWAY WILL BE LOCATED GENERALLY AS DEPICTED ON THE ATTACHED SITE PLAN AND PROVIDES THE ONLY MEANS OF ACCESS TO THIS PARCEL, WHICH WILL BE DEVELOPED WITH A SINGLE-FAMILY RESIDENCE. STAFF RECOMMENDS APPROVAL OF THIS REQUEST, AND THE PLANNING & ZONING AGENCY UNANIMOUSLY RECOMMENDED APPROVAL AT THE APRIL 6, 2000 PUBLIC HEARING

Proof of publication of the notice of public hearing on the major modification, Marsh Landing PUD, was received having been published in The St. Augustine Record on April 24, 2000.

Sonya Doerr, Principal Planner, explained the request to modify the Marsh Landing PUD to allow a private driveway to provide access to an isolated upland parcel located outside of the PUD. Discussion followed on whether water and sewer services will be extended to the property and the upland acreage on the property. (3:06 p.m.) Gary Davenport, 3266 Pacetti Road, representing the owner, addressed the upland portion of the property. Discussion followed on the vesting determination.

The meeting thereupon recessed at 3:14 p.m. and reconvened at 3:28 p.m.

(3:30 p.m.) **Motion by Reardon, seconded by Howell, carried 5/0 to enact Ordinance No. 2000-32; adopting Findings of Fact 1 - 4 to support the motion.**

#### **ORDINANCE NO. 2000-32**

#### **AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, APPROVING A MAJOR MODIFICATION TO THE MARSH LANDING PLANNED UNIT DEVELOPMENT ORDINANCE NO. 75-15, AS AMENDED**

(05/09/2000 - 15 - 3:30 p.m.)

13. PUBLIC HEARING – R-PRD-00-009, OSPREY COVE ESTATES PRD. THIS REQUEST SEEKS TO REZONE APPROXIMATELY 28 ACRES OF LAND FROM OR TO PRD TO ALLOW THE DEVELOPMENT OF FOUR (4) SINGLE-FAMILY RESIDENTIAL UNITS. THE SITE IS LOCATED WITHIN THE RURAL/SILVICULTURE FUTURE LAND USE DESIGNATION. WHILE THIS SITE IS LESS THAN THE 100 ACRE MINIMUM SIZE GENERALLY REQUIRED FOR PRD APPROVAL IN THE R/S LAND USE CATEGORY, THE COMPREHENSIVE PLAN PROVIDES AN EXEMPTION ALLOWING PARCELS WHICH EXISTED PRIOR TO SEPTEMBER 14, 1990 TO BE DEVELOPED AS PRD's. STAFF FINDS THE REQUEST TO BE CONSISTENT WITH THE COMPREHENSIVE PLAN AS WELL AS OTHER APPLICABLE REQUIREMENTS OF THE LAND

DEVELOPMENT CODE, AND ACCORDINGLY, RECOMMENDS APPROVAL OF THE REQUESTED REZONING. THE PLANNING & ZONING AGENCY RECOMMENDED APPROVAL WITH A 4:3 VOTE AT THEIR MARCH 16, 2000 PUBLIC HEARING

Proof of publication of the notice of public hearing on the rezoning, R-PRD-00-009, Osprey Cove Estates PRD, was received having been published in The St. Augustine Record on April 24, 2000.

Sonya Doerr, Principal Planner, explained the request to rezone to PRD to allow development of four single-family lots. Discussion followed on reserving the right-of-way, and whether central sewer will be available. (3:43 p.m.) Karen Taylor, 3070 Harbor Drive, made a presentation on the rezoning request. (3:47 p.m.) Mr. Goodman, Trustee for the property, responded to questions of the Board regarding trees and wetlands on the property. Discussion followed on the rezoning. (3:54 p.m.) Patti Tebow, 4416 Habana Avenue, Jacksonville, commented in opposition to the rezoning. (4:02 p.m.) **Motion by Kohnke, seconded by Jacalone, carried 5/0, to enact Ordinance No. 2000-33; adopting Findings of Fact 1-4 to support the motion.**

### ORDINANCE NO. 2000-33

**AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM PRESENT ZONING CLASSIFICATION OF OPEN RURAL (OR) TO PLANNED RURAL DEVELOPMENT (PRD), PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FINDINGS OF FACT; PROVIDING A SAVINGS CLAUSE; REQUIRING RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE**

(05/09/2000 - 16 - 4:02 p.m.)

13a. MOTION TO APPROVE WETLAND DELINEATION - AMENDMENT NO. 1 TO THE CONTRACT WITH JONES, EDMONDS, & ASSOCIATES IN AN AMOUNT NOT TO EXCEED \$25,000.00 (The item was removed from the Consent Agenda as Item 6.)

Kohnke questioned the requested amount. Discussion followed. (4:07 p.m.) **Motion by Kohnke, seconded by Jacalone, carried 5/0, to approve Amendment No. 1 to the contract with Jones, Edmonds, & Associates in an amount not to exceed \$25,000.00.**

(05/09/2000 - 16 - 4:08 p.m.)

13b. APPROVAL OF A MOTION TO SET THE PUBLIC HEARING FOR THE BARTRAM PARK DRI DEVELOPMENT ORDER AND LAND USE AMENDMENT FOR TUESDAY, JUNE 13, 2000 AT 1:30 P.M. (The item was removed from the Consent Agenda as Item 7.)

Teresa Bishop, Planning Director, requested the public hearing be set for July 11, 2000 for the Bartram Park DRI Development Order and Land Use Amendment. (4:09 p.m.) **Motion by Reardon, seconded by Jacalone, carried 5/0, to set the public hearing for the Bartram Park DRI Development Order and land use amendment for Tuesday, July 11, 2000 at 9:00 a.m.**

(05/09/2000 - 16 - 4:10 p.m.)

13c. APPROVAL OF A MOTION ADOPTING A RESOLUTION APPROVING A FINAL



PLAT FOR SOUTH HAMPTON UNIT TWO-A (The item was removed from the Consent Agenda as Item 5.)

Bosanko explained that this item was pulled from the Consent Agenda because the title letter had not been received. It has since been received. (4:10 p.m.) **Motion by Kohnke, seconded by Jacalone, carried 5/0, to approve Resolution No. 2000-68, approving a Final Plat for South Hampton Unit Two-A.**

**RESOLUTION NO. 2000-68**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, APPROVING A SUBDIVISION PLAT FOR SOUTH HAMPTON UNIT TWO-A**

(05/09/2000 - 17 - 4:10 p.m.)

13d. DISCUSSION OF POLITICAL CAMPAIGN SIGNS

Reardon addressed concerns with the length of time campaign signs can be erected prior to elections. Discussion followed regarding political signs. Bosanko requested to be allowed to develop a report on this issue and report back at the next workshop.

(05/09/2000 - 17 - 4:19 p.m.)

13e. ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) GRANT APPLICATION

Joe Stephenson, Public Works Director, explained the grant application. (4:23 p.m.) **Motion by Reardon, seconded by Jacalone, carried 5/0, to approve the application for federal assistance, which is the EDA Grant Application, and commit to the match of \$25,000 from the General Fund Reserves.**

(05/09/2000 - 17 - 4:24 p.m.)

COMMISSIONER'S REPORTS

Commissioner Reardon:

Reardon reported on the Gamble Rogers Folk Festival at the St. Augustine Amphitheater.

(4:26 p.m.)

Commissioner Jacalone:

Jacalone expressed concerns with the serious capacity problem regarding County launching facilities for boats. Jacalone said the calls are increasing from frustrated boaters about the lack of space at the Vilano ramp, and the same conditions at the City's Lighthouse ramp; then, requested the Board direct the County Administrator to work with the Recreation Department and report back with a recommendation.

(4:31 p.m.)

Commissioner Bryant:

Bryant requested the Budget Workshop schedule be placed on the television channel, and encouraged the citizens to attend the workshops.

Bryant said he received a letter from Leon County Commissioner Rudy Mahoy requesting support of his candidacy and election to the position of NACO Second Vice President.

(4:32 p.m.)

Commissioner Kohnke:

Kohnke commented on the condition of the roadway at the intersection of U.S. 1 and CR 210.

Kohnke reported that O'Steen on CR 210 is almost finished with the turn lanes.

Kohnke said Clay County has set up reciprocal borrowing with St. Johns County, as well as Nassau County. Kohnke reported that St. Johns County is mentioned throughout The Florida Libraries Magazine in regards to reciprocal borrowing.

(4:35 p.m.)

Commissioner Howell:

Howell reported on the shuttle parking on the river.

(05/09/2000 - 18 - 4:39 p.m.)

COUNTY ADMINISTRATOR'S REPORT

Adams announced the items that are scheduled to be on the May 23, 2000 Workshop Meeting agenda:

- Cable TV issue;
- Irrigation Plan;
- Campaign Signs;
- Boat Ramps.

Adams said regarding the A1A Bike Paths, the signs will be going up in the Crescent Beach area.

(05/09/2000 - 18 - 4:41 p.m.)

COUNTY ATTORNEY'S REPORT

No report.

(4:41 p.m.) **Motion by Kohnke, seconded by Reardon, carried 5/0, to adjourn the meeting.** There being no further business to come before the Board, the meeting adjourned at 4:41 p.m.

REPORTS:

1. St. Johns County Check Register, Disbursement Fund, checks 287428 through 288510 totalling \$7,718,964.38 (04/24/00)
2. St. Johns County Check Register, Disbursement Fund, checks 288511 through 288764 totalling \$1,296,151.00 (04/27/00)

CORRESPONDENCE:

1. Letter to the Secretary of State filing Ordinances No. 2000-24, 25, & 26 (04/19/00)
2. Statement of acceptance of appointment of Brenda Bushell to the Category II Arts/Grants Funding Panel (04/20/00)
3. Loyalty Oath of Brenda Bushell of the Category II Arts/Grants Funding Panel (04/20/00)
4. Letter to the Secretary of State filing Ordinance No. 2000-23 (04/20/00)

5. Letter to the Secretary of State filing Ordinance No. 2000-27 (04/27/00)

Approved May 23, 2000

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

By: \_\_\_\_\_  
James E. Bryant, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By: \_\_\_\_\_  
Deputy Clerk