

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
FEBRUARY 13, 2001
(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: Mary Kohnke, District 4, Chair
 Marc Jacalone, District 3, Vice Chair
 Nicholas Meiszer, District 1
 John Reardon, District 2
 James E. Bryant, District 5
 Ben W. Adams, Jr., County Administrator
 Daniel Bosanko, Deputy County Attorney
 Judy Hamilton, Deputy Clerk

(02/13/01 - 1 - 8:59 a.m.)

The meeting was called to order by Chair Kohnke.

(02/13/01 - 1 - 8:59 a.m.)

The Invocation was given by Rev. Bruce Galloway of the First United Methodist Church. The Pledge of Allegiance was led by Reardon.

(02/13/01 - 1 - 9:00 a.m.)

ROLL CALL

The roll was called by the Deputy Clerk.

(02/13/01 - 1 - 9:01 a.m.)

PROCLAMATION DECLARING THE MONTH OF FEBRUARY AS BLACK HISTORY MONTH

Reardon read the Proclamation, which declared February 2001 as Black History Month, and presented the Proclamation to a representative of the Dr. M. L. King's Celebration Committee of St. Johns County.

(02/13/01 - 1 - 9:08 a.m.)

PUBLIC COMMENT

Daniel McDonald, 24501 Deer Trace Drive, Ponte Vedra Beach, representing Citizens for Responsible Growth, which was formed to study the impacts of the Nocatee development and had compiled a group of questions, presented those questions on February 1 to the Regional Planning Council, and formally presented those questions to the Board. The Chair advised that the questions would be given to Planning Staff, who would provide answers.

(02/13/01 - 1 - 9:11 a.m.)

DELETIONS TO CONSENT AGENDA

Adams requested that Consent Agenda Item #11 be pulled and rescheduled for next week.

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

1. Approval of minutes:
 - 01/16/01 - BCC Special Meeting
 - 01/16/01 - BCC Workshop
 - 01/16/01 - BCC Regular Meeting
 - 01/17/01 - Joint BCC/School Board Meeting
 - 01/23/01 - BCC Regular Meeting
 - 01/31/01 - Joint BCC/School Board Meeting

2. Sheriff's Bonds:

Approve: Jason Benton	Approve: Paul Pullo
Approve: Edward Booth, Jr.	Approve: Herbert Zeiglmeier
Approve: Karen Brady	Approve: Douglas Mathiesen
Approve: Thomas Keisler, III	Approve: James Morley
Approve: Rory MacDonnell	Approve: John Pacetti
Approve: David Maurer	Approve: Mary Overstreet
Approve: James K. Sanford	Approve: Richard Ferraro III
Approve: Terry Shirley	Approve: John O'Neal
Approve: Gary Sprinkle	Approve: Vikki Arneault
Approve: Sandra Williams	Cancel: Richard Rakus
Approve: Linda Morgan	Cancel: Paul Pullo

3. Motion to adopt **Resolution No. 01-17**, accepting Easement for Utilities for the water improvements servicing Whispering Oaks Subdivision, Phases I & II

RESOLUTION NO. 01-17

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING EASEMENT FOR UTILITIES FOR THE WATER IMPROVEMENTS SERVICING WHISPERING OAKS SUBDIVISION, PHASES I & II

4. Motion to adopt **Resolution No. 01-18**, accepting Easement for Utilities for the water and sewer improvements servicing the Coquina Crossing, Unit 1, Phase 2A

RESOLUTION NO. 01-18

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING EASEMENT FOR UTILITIES FOR THE WATER AND SEWER IMPROVEMENTS SERVICING COQUINA CROSSING, UNIT 1, PHASE 2A

5. Motion to adopt **Resolution No. 01-19**, approving a Final Plat for Cypress Lakes Unit Three

RESOLUTION NO. 01-19

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA,

**APPROVING A SUBDIVISION PLAT FOR CYPRESS
LAKES UNIT THREE**

6. Motion to approve the transfer of \$4,000 previously budgeted for the Emergency Services Homeless Coalition in 082-58232 to the County Health Department 427-552000
7. Approval of a motion adopting **Resolution No. 01-20**, recognizing unanticipated revenues in the amount of \$333,334 and appropriating it for the purpose of renovating the Hastings Community Center to serve as a Special Needs Evacuation Shelter

RESOLUTION NO. 01-20

**A RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA,
AMENDING THE FISCAL YEAR 2001 GENERAL FUND
BUDGET TO RECEIVE UNANTICIPATED REVENUE AND
AUTHORIZE ITS EXPENDITURE BY THE ST. JOHNS
COUNTY EMERGENCY MANAGEMENT DEPARTMENT**

8. Approval of a motion allowing the County Administrator, or his designee, to award Bid No. 01-14 for the purchase of (1) Library Book Van to Matthews Specialty Vehicles *(See Attachment "A.")*
9. Approval of a motion allowing the County Administrator, or his designee, to award Bid No. 01-10 (Open Graded Cold Mix Bituminous Pavement) to the low bidder, Koch Materials Co. *(See Attachment "B.")*
10. Approval of a motion allowing the County Administrator, or his designee, to negotiate with and enter into a contract with the No. 1 ranked firm, Florida Planning Group for RFP No. 01-12 (Economic Development Plan) *(See Attachment "C.")*
11. Approval of a motion allowing the County Administrator, or his designee, to award Bid No. 01-05 (Construction of St. Augustine by the Sea Utility Improvements) to the low bidder, VJ Usina Contracting, Inc.

This item was pulled to be rescheduled.

12. Approval of a motion allowing the County Administrator, or his designee, to negotiate with and enter into a contract with the No. 1 ranked firm, CGS Consulting Engineers, Inc. For RFP No. 01-11 (Engineering Services West Augustine CDBG, Contract No. 01DB-79-04-65-01-N16). Or, if negotiations fail with the No. 1 ranked firm, allow negotiations to commence with the No. 2 ranked firm and continue in order of qualification until a contract is reached *(See Attachment "D.")*
13. Approval of a motion allowing the County Administrator, or his designee, to negotiate with and enter into a contract with the No. 1 ranked firm, Jordan and Associates for RFQ No. 01-11 (Grant Administration West Augustine CDBG, Contract No. 01DB-79-04-65-01-N16). Or, if negotiations fail with the No. 1 ranked firm, allow negotiations to commence with the No. 2 ranked firm and continue in order of qualification until a contract is reached *(See Attachment "E.")*
14. Approval of a motion allowing the County Administrator, or his designee, to negotiate with and enter into a contract with the No. 1 ranked firm, Berryman & Henigar Inc. for RFQ No. 01-15 (Professional Services-NPDES Phase II Permit

Application). Or, if negotiations fail with the No. 1 ranked firm, allow negotiations to commence with the No. 2 ranked firm and continue in order of qualification until a contract is reached **(See Attachment "F.")**

15. Approval of a motion allowing the County Administrator, or his designee, to award Bid No. 01-17 for the purchase of one (1) New Medium Chassis/Crew Cab, Six Passenger-4 door, Single Axle Class 7 with Dump Body to Gator Ford Truck for the Road & Bridge Department **(See Attachment "G.")**
16. Approval of a motion adopting **Resolution No. 01-21**, recognizing unanticipated revenue in the amount of \$15,000 for the Vilano Town Center Project and increasing the revenue and expenditure budgets of the Planning Department to allow its use

RESOLUTION NO. 01-21

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AMENDING THE FISCAL YEAR 2001 GENERAL FUND BUDGET TO RECEIVE UNANTICIPATED REVENUE AND AUTHORIZE ITS EXPENDITURE BY THE ST. JOHNS COUNTY PLANNING DEPARTMENT

17. Proofs:
 - a. Proof, Public Notice, Tax Impact of the Value Adjustment Board, St. Johns County
 - b. Proof, Notice of Public Hearing, Slow Speed/Minimum Wake Zone, January 23, 2001
 - c. Proof, Notice of Joint Meeting, SJC BCC/SJC School Board, January 31, 2001
 - d. Proof, Notice of Public Hearing and Organizational Meeting, Legislative Delegation, St. Johns County, January 30, 2001
 - e. Proof, Notice of Public Hearing, Nocatee Development, St. Johns County 2015 Comprehensive Plan, January 31, 2001
 - f. Proof, Notice of Public Hearing, Nocatee Development of Regional Impact and a Proposed Amendment to the St. Johns County 2015 Comprehensive Plan, January 31, 2001
 - g. Proof, Notice of Special Joint Meeting, SJC BCC/SJC School Board, January 31, 2001
 - h. Proof, Notice to Bidders, Bid No. 01-30
 - i. Proof, Notice to Bidders, Bid No. 01-24
 - j. Proof, Notice to Bidders, Bid No. 01-34
 - k. Proof, Notice to Bidders, Bid No. 01-29
 - l. Proof, Request for Proposals, RFP 01-31
 - m. Proof, Notice to Bidders, Bid No. 01-27
 - n. Proof, Notice to Bidders, Bid No. 01-35
 - o. Proof, Notice to Bidders, Bid No. 01-18
 - p. Proof, Notice to Bidders, Bid No. 01-33
 - q. Proof, Notice to Bidders, Bid No. 01-37
 - r. Proof, Notice to Bidders, Bid No. 01-32
 - s. Proof, Certificate of Liability Insurance, Orange Park Services, Inc.
 - t. Proof, Certificate of Liability Insurance, Aquamarine Swimming Pool Co.
 - u. Proof, Certificate of Liability Insurance, Mansfield Oil Co. and Mansfield Systems, Inc.
 - v. Proof, Certificate of Liability Insurance, Mansfield Oil Co. of Gainesville, Inc.
 - w. Proof, Certificate of Liability Insurance, Century Ambulance Service, Inc.
 - x. Proof, Certificate of Liability Insurance, 3-D's Bridge Painting Corp.
 - y. Proof, Certificate of Insurance, Weidener Surveying & Mapping, P.A.

- z. Proof, Certificate of Liability Insurance, Universal Select, Inc.
- aa. Proof, Certificate of Liability Insurance, Arwood, Inc.
- bb. Proof, Certificate of Liability Insurance, Econowaste Inc. & Econosweep, Inc.
- cc. Proof, Certificate of Liability Insurance, Epixi I, Inc. L/C/F
- dd. Proof, Certificate of Liability Insurance, Lakeview Dirt Company, Inc.

(02/13/01 - 5 - 9:12 a.m.)

ADDITIONS/DELETIONS TO REGULAR AGENDA

Bosanko stated Item #1 must legally be continued because it was not advertised. Kohnke added Item #5a - Utility Deferment for Moultrie Creek, and Item #5b - Appointment to Housing Finance Authority of St. Johns County.

(02/13/01 - 5 - 9:22 a.m.)

APPROVAL OF REGULAR AGENDA

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

(02/13/01 - 5 - 9:22 a.m.)

1. FIRST PUBLIC HEARING - AMENDMENT TO ARTICLE 3.09 OF THE LAND DEVELOPMENT CODE, EXPANDING THE BOUNDARY OF THE NORTH COASTAL CORRIDOR OVERLAY DISTRICT. THIS IS THE FIRST HEARING TO CONSIDER A PROPOSED AMENDMENT TO ARTICLE 3.09 OF THE LAND DEVELOPMENT CODE, WHICH SHALL EXPAND THE BOUNDARIES OF THE NORTH COASTAL CORRIDOR OVERLAY DISTRICT. THE NEW DELINEATION WILL INCLUDE ALL LANDS BETWEEN THE OCEAN AND THE INTRACOASTAL WATERWAY, EXTENDING FROM THE SOUTHERN BOUNDARY OF THE PONTE VEDRA ZONING DISTRICT TO THE ST. AUGUSTINE INLET

This item was rescheduled for first public hearing on March 6, 2001, at 5:30 p.m. and for second public hearing on March 20, 2001, at 9:00 a.m.

(02/13/01 - 5 - 9:22 a.m.)

2. PUBLIC HEARING - R-00-037 - RIVER OAKS. (CONT. FROM JANUARY 9, 2001 BCC MEETING). THIS REQUEST SEEKS TO REZONE APPROXIMATELY FIVE ACRES OF LAND FROM CG (COMMERCIAL GENERAL) TO RS-2 (RESIDENTIAL SINGLE-FAMILY). THE SUBJECT PROPERTY IS LOCATED ON THE EAST SIDE OF NECK ROAD IN THE PALM VALLEY AREA, WITHIN THE RESIDENTIAL-C COASTAL FUTURE LAND USE DESIGNATION. INTERCOASTAL UTILITIES WILL PROVIDE CENTRAL UTILITIES. THE SURROUNDING ZONING IS MULTI-FAMILY AND SINGLE-FAMILY RESIDENTIAL AND OPEN RURAL. THE SURROUNDING DEVELOPMENT IS SINGLE-FAMILY RESIDENTIAL AND PRIVATE CLUB. THE REQUESTED REZONING IS CONSISTENT WITH THE LAND DEVELOPMENT CODE AND THE COMPREHENSIVE PLAN. THE PLANNING AND ZONING AGENCY, BY A 5-1 VOTE, RECOMMENDED APPROVAL AT ITS REGULAR MEETING OF DECEMBER 21, 2000

Proof of publication was received for public hearing of R-00-037 - River Oaks, having been published in *The St. Augustine Record* on January 25, 2001.

Sonya Doerr, AICP, Chief Planner, made a presentation of the rezoning request, with visual display, and answered questions of the Board. (9:34 a.m.) Kohnke revealed ex-parte communications with the applicant and with the neighbors. Reardon, Bryant, Meiszer, and

Jacalone had no ex-parte communications to disclose. (9:35 a.m.) Peter Legeza, 152 River Marsh Dr., Ponte Vedra, appeared before the Board, stating the rezoning request density was reduced from 12 lots to 10 lots, which average 123 feet wide and were close to 12,000 square feet. There was no public comment.

(9:38 a.m.) **Motion by Reardon, seconded by Jacalone, carried 5/0, to enact Ordinance No. 2001-13, adopting Findings of Fact 1 through 4 to support the motion, with the addition of the condition that the density be no more than 10 lots.**

ORDINANCE NO. 2001-13

AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, REZONING LANDS AS DESCRIBED HEREINAFTER FROM THE PRESENT ZONING CLASSIFICATION OF COMMERCIAL GENERAL (CG) TO RESIDENTIAL, SINGLE FAMILY (RS-2); MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE

(02/13/01 - 6 - 9:39 a.m.)

3. PUBLIC HEARING - MJM-00-007 - HARBOUR OAKS CONDOMINIUMS WITHIN THE ST. AUGUSTINE SHORES PUD. THE SUBJECT PROPERTY IS LOCATED AT 850 CHRISTINA DRIVE. THIS MODIFICATION SEEKS TO ALTER THE TERMS OF THE ST. AUGUSTINE SHORES PUD (DELTONA) TO ALLOW CONSTRUCTION OF A MAXIMUM 240-UNIT MULTI-FAMILY PROJECT ON A 34-ACRE SITE. THE PROPOSED PLAN OF DEVELOPMENT PROVIDES FOR 10, FIVE-STORY BUILDINGS WITH PARKING OCCUPYING THE GROUND STORY. OF THIS 34-ACRE SITE, 12.5 ACRES IS DESIGNATED AS MULTI-FAMILY (TRACT L); 12.7 ACRES IS DESIGNATED FOR RECREATIONAL USE (TRACT 1A); AND 8.5 ACRES OF THE 34-ACRE SITE IS DESIGNATED AS OPEN SPACE (TRACT K). THE REQUESTED CHANGES SEEK TO: ALLOW AN INCREASE IN HEIGHT FROM 35 FEET TO 55 FEET; ALLOW THE MULTI-FAMILY DEVELOPMENT TO EXTEND INTO THE RECREATION TRACT; ALLOW DEVELOPMENT IN THE DESIGNATED OPEN SPACE LIMITED TO STORMWATER RETENTION PONDS. THE PLANNING AND ZONING AGENCY UNANIMOUSLY RECOMMENDED DENIAL OF THIS REQUEST AT THE FEBRUARY 1, 2001 MEETING

Proof of publication was received for public hearing - MJM-00-007 - Harbour Oaks Condominiums within the St. Augustine Shores PUD, having been published in *The St. Augustine Record* on January 29, 2001.

Court Reporter Mary Stano was in attendance.

(9:40 a.m.) Meiszer had no ex-parte communications to disclose. Jacalone disclosed ex-parte communications as written material, which he submitted to the Clerk; conversation with applicant's representative, Tony Yamnitz, regarding old amendments to the PUD ordinance; general need for the request; and, recreation, transportation and placement of buildings; and with Staff, specifically Ms. Doerr. Kohnke revealed ex-parte communications of written materials, which she submitted to the Clerk; telephone calls; and a young man in attendance at this meeting. Reardon disclosed ex-parte communications with Mr. Jockers; Bill Harkness; Phil Ham; Leo O'Farrell; and George McClure, about the project; receipt of faxes and letters from people who were very upset over what is taking place, which had been provided to the Clerk; and the extent of the conversations, which were the majority, were completely against the project. Bryant disclosed ex-parte communications with Staff, Ms. Doerr, over the recreation tract. Meiszer

later disclosed that someone on behalf of the applicant had indicated he planned to withdraw this. Reardon disclosed same.

(9:43 a.m.) Sonya Doerr, AICP, Chief Planner, advised that the item had been properly noticed and reviewed the major modification request, with visual display, which sought to alter the terms of the St. Augustine Shores PUD, known as Deltona. Doerr reviewed Staff's concerns.

(9:49 a.m.) Kohnke stated environmental questions needed to be addressed by Staff. Further discussion was held on the modification request, including uses in open space; stormwater retention; height variances.

(9:56 a.m.) Jim Bedsole, St. Augustine, attorney for Harbour Oaks, reviewed a memorandum he distributed regarding Harbour Oaks Condominiums St. Augustine Shores PUD, and utilized visual display of one of the original master plan maps, in his presentation to the Board. He discussed the "Marina" site and Unit 7, among other issues, and requested a continuance. Bedsole then answered questions from the Board, who denied the continuance.

(10:26 a.m.) George McClure, attorney representing The St. Augustine Shores Service Corporation, 170 Malaga Street, St. Augustine, with visual display, spoke on disadvantages and advantages of the issue.

The meeting recessed at 10:39 a.m. and reconvened at 10:46 a.m.

It was reiterated by Staff that major modifications cannot be done except by the Board of County Commissioners; minor modifications can be done by the Planning & Zoning Agency.

(10:49 a.m.) Roger Van Ghent, 4005 Moultrie Foreside Blvd., St. Augustine, representing St. Johns County Audubon Society, with visual display, recommended denial of this major modification. (10:55 a.m.) Gail Compton, 22 Alcira Court, St. Augustine, urged the Board to vote no on this request. (10:58 a.m.) Martine Weaver, 38 Andalusia Court, St. Augustine, asked if the Fire and Rescue Service have equipment that would reach the tops of the proposed 55-foot tall buildings or would that become a future additional expense for the folks who live in the Shores. (10:59 a.m.) Roland Palmer, 658 East Bianca Circle, St. Augustine, on behalf of the Board of Directors of the St. Augustine Shores Service Corporation, spoke in opposition to this major modification. (11:02 a.m.) Phil Ham, 903 San Remo Rd., St. Augustine, on behalf of the St. Augustine Shores Civic Association, presented a resolution in opposition to the major zoning modification. (11:04 a.m.) Ronald F. Jockers, 790 Christina Dr., General Manager of The Shores Service Corporation, spoke in opposition to the major modification. (11:06 a.m.) Ralph Iozzi, 471 Casuarina Cir., spoke in opposition to the major modification. (11:11 a.m.) John Geiszler, 751 Medina, spoke in opposition to the proposed major modification. (11:14 a.m.) John Hinman, 19 Aledo Ct., St. Augustine, spoke in opposition to the modification. (11:18 a.m.) Paul Noll, 28 Veronese Ct., St. Augustine Shores, spoke as being opposed to the major modification. (11:19 a.m.) Leo O'Farrell, 85 Catalina Circle, representing the Southeast St. Johns County Visioning Process, spoke in opposition to the proposed major modification.

(11:20 a.m.) Bedsole responded to comments made. The applicant requested the Board allow them to withdraw their application. (11:23 a.m.) Bosanko advised the Board that a withdrawal is not permitted at this stage without approval of the Board of County Commissioners. He said if there was a denial, the applicant could not reapply for a year. If the Board allowed the applicant to withdraw, he could reapply within two months. Further discussion was held by the Board. (11:26 a.m.) **Motion by Reardon, seconded by Jacalone, carried 5/0, to deny MJM-00-007, which is a Major Modification to the St.**

Augustine Shores PUD (Harbour Oaks Condominiums), adopting Findings of Fact 1 (changing name from South Hampton PUD to St. Augustine Shores PUD), 3 (delete reference to minimum size), and 5, with special emphasis on Policy A.1.3 and A.1.2 that support this motion.

The meeting recessed at 11:29 a.m. and reconvened at 11:32 a.m.

(02/13/01 - 8 - 11:32 a.m.)

4. **CONSIDER RECOMMENDED LANGUAGE FOR ST. JOE/ARVIDA'S PROPOSED HISTORIC MARKER ON RIVER TOWN NORTH RIVERFRONT PRD PROPERTY**

Teresa Bishop, Planning Director, presented this item to the Board for their consideration. Discussion ensued. (11:34 a.m.) Mary Cornwell, 2652 SR 13, Switzerland, representing the William Bartram Scenic Highway Corridor Group, stated the marker did not tell the whole story and spoke on eight prehistoric sites which should be pursued. (11:37 a.m.) Louise Thrower, 288 Orange Avenue, Fruit Cove, made requests regarding sign placement location, access to the marker, no relocation or replacement of sign without BCC approval, and, consideration of the County seal as the beginning of the William Bartram scenic signs.

(11:38 a.m.) **Motion by Meiszer, seconded by Reardon, carried 5/0, to approve the language for the historic marker on River Town North Riverfront Property.** Placement of the sign will be worked out with Staff.

(02/13/01 - 8 - 11:40 a.m.)

5. **CONSIDER THE VAILL PROPERTY LEASE PURCHASE AGREEMENT**

Vicki Renna, Principal Planner, introduced this issue for the Board. Joe Vonasek, Director of Budget and Management, answered questions from the Board. Further discussion was held on the lease purchase agreement. (11:47 a.m.) Susan Grandin, Jacksonville office of the Trust for Public Land, 118 West Adams St., Suite 500, Jacksonville, made further presentation of the issue. Further discussion was held. (12:03 p.m.) Roger Van Ghent, 4005 Moultrie Foreside Blvd., St. Augustine, representing the St. Johns County Audubon Society, addressed the Board, stating it was an extraordinary resource and speaking in favor of blueways, and distributing a list of birds seen there. (12:07 p.m.) Greg Chelius, 306 N. Monroe St., Tallahassee, State Director for the Trust for Public Land, spoke on options. (12:10 p.m.) Karen Taylor, 3070 Harbor Dr., St. Augustine, spoke on a blueways program and CARL moneys for future consideration. Further discussion ensued on the agreement and financing. (12:14 p.m.) **Motion by Jacalone, seconded by Reardon, carried 5/0 via roll call vote:**

Meiszer	Yes
Reardon	Yes
Jacalone	Yes
Kohnke	Yes
Bryant	Yes

to direct the County Administrator to negotiate a lease purchase contract for the Vaill Point property with the Florida Communities Trust for Public Lands for Board consideration and action to be recommended by Staff, on February 27, 2001.

The meeting recessed at 12:27 p.m. and reconvened at 1:30 p.m. with Kohnke, Jacalone, Meiszer, Bryant, Reardon, Adams, Bosanko, and Deputy Clerk Lenora Newsome present.

(02/13/2001 - 9 - 1:32 p.m.)

6. PUBLIC HEARING – NZ-VAR-00-010 – CHARLES & IRINA GRANT NON-ZONING VARIANCE. THIS REQUEST SEEKS A NON-ZONING VARIANCE FROM THE 25' UPLAND BUFFER REQUIRED IN ARTICLE IV, SECTION 4.01.02.E, OF THE LAND DEVELOPMENT CODE. THE PROPERTY IS LOCATED AT 932 PONTE VEDRA BOULEVARD ADJACENT TO THE GUANA RIVER MARSH. THE APPLICANT IS SEEKING TO APPROACH INTO THE 25-FOOT UPLAND BUFFER IN SOME AREAS TO BE OFFSET WITH THE PRESERVATION OF UPLANDS TO THE REAR OF THE LOT

Proof of publication of notice of public hearing on variance from the Upland Buffer-NZV00-010, Grant, was received having been published in The St. Augustine Record on January 25, 2001.

Jan Brewer, Environmental Manager, reviewed this request for a non-zoning variance from the 25' upland buffer required in Article IV, Section 4.01.02.E of the Land Development Code, using visual display. Kohnke voiced her concern on the swimming pool being in the upland buffer and on the driveway being a pervious surface. Jacalone spoke on the lot appearing unbuildable, if there is not some relaxation of the 25' buffer requirement. Brewer reviewed the constraints of the lot. Meiszer spoke on lands that people are leaving undeveloped, which could be developed and lands they are leaving undeveloped because they couldn't develop it anyway. Reardon spoke on permits expiring.

(1:45 p.m.) Charles Grant, 802 Spinnakers Reach Drive, Ponte Vedra Beach, applicant, explained the reason for doing the plans the way he did, for building the house. Discussion followed on the swimming pool being in the buffer area; the offer of alternative #2, by the applicant, regarding no encroachment into the buffer area; and considering the proposal from the agenda book.

(1:53 p.m.) Jim Ingalls, 934 Ponte Vedra Blvd., Ponte Vedra Beach, neighbor to the south of Grant's property, spoke on the buffer zone and commented on a pervious driveway. Discussion followed on the pervious driveway. **Motion by Reardon, seconded by Meiszer, carried 5/0, to approve NZV00-010, to grant the non-zoning variance with the two conditions that the driveway be constructed with a pervious surface construction material and there will be no pool located in the 25' buffer.**

(02/13/2001 - 9 - 1:59 p.m.)

7. PUBLIC HEARING – ALBERS REZONING. THIS REQUEST SEEKS TO REZONE A SINGLE PARCEL FROM COMMERCIAL NEIGHBORHOOD (CN) TO RESIDENTIAL MOBILE HOME OR SINGLE FAMILY (RMH-S). THE APPLICANT HAS EXPRESSED HER INTENT TO CONSTRUCT A SINGLE-FAMILY RESIDENCE ON THIS PARCEL; HOWEVER, THE EXISTING COMMERCIAL NEIGHBORHOOD (CN) ALLOWS SINGLE-FAMILY RESIDENTIAL ONLY AS AN ACCESSORY USE TO COMMERCIAL USES. WHILE THE PROPOSED DEVELOPMENT IS A CONVENTIONAL "STICK-BUILT" HOME, THE SURROUNDING AREA CONTAINS PREDOMINANTLY RMH AND RMH(S) ZONING; AS SUCH A CHANGE IN ZONING TO RS-3 WOULD NOT BE CONSISTENT WITH SURROUNDING ZONING. THE PREDOMINANT HOUSING TYPE IN THIS AREA IS MOBILE HOME, ALTHOUGH CONVENTIONAL SINGLE-FAMILY RESIDENCES ARE INTERSPERSED THROUGHOUT THE AREA. THE PROPOSED REZONING IS CONSISTENT WITH THE COMPREHENSIVE PLAN DESIGNATION OF RESIDENTIAL-C COASTAL. THE ZONING CHANGE TO RMH(S) AND CONSTRUCTION OF A CONVENTIONAL SINGLE-FAMILY RESIDENCE IS CONSISTENT WITH THE SURROUNDING RESIDENTIAL DEVELOPMENT. THE PLANNING AND ZONING AGENCY UNANIMOUSLY RECOMMENDED APPROVAL OF THIS REQUEST AT ITS MEETING OF FEB. 1, 2001

Proof of publication of notice of public hearing on R-00-048, Albers Rezoning, was received having been published in The St. Augustine Record on January 25, 2001.

Sonya Doerr, AICP, Chief Planner, reviewed this item stating that the applicant wishes to construct a single family residence. **Motion by Reardon, seconded by Jacalone, carried 5/0, to enact Ordinance No. 2001-14 and adopting Findings of Fact 1-4, to support the motion.**

ORDINANCE NO. 2001-14

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

(02/13/2001 - 10 - 2:01 p.m.)

8. PUBLIC HEARING – R-00-045 – BRIDLE RIDGE REZONING. THE SUBJECT PROPERTY IS LOCATED AT 6365 BRIDLE RIDGE WAY (INTERSECTION OF SR 16 & SR 16-A). THIS REQUEST SEEKS TO REZONE 39 ACRES OF LAND FROM PLANNED RURAL DEVELOPMENT TO OPEN RURAL. THE PROPERTY IS LOCATED NORTHWEST OF THE INTERSECTION OF SR16 AND CR16A, WITHIN THE AGRICULTURAL-INTENSIVE FUTURE LAND USE DESIGNATION. THE PROPERTY IS CURRENTLY PLATTED AS THE BRIDLE RIDGE PRD CONTAINING SEVEN SINGLE-FAMILY RESIDENTIAL LOTS. THE APPLICANT HAS BEEN ADVISED THAT A PLAT VACATION WILL BE REQUIRED. (THE PLAT VACATION WILL RESTORE THE PROPERTY TO ONE PARCEL.) THE PROPOSED REZONING TO OPEN RURAL IS CONSISTENT WITH THE COMPREHENSIVE PLAN AND THE LAND DEVELOPMENT CODE. THE PROPOSED ZONING CLASSIFICATION IS COMPATIBLE WITH THE SURROUNDING ZONING AND USES. STAFF HAS REVIEWED THIS REQUEST IN RELATION TO ORDINANCE NO. 2000-47 (MORATORIUM ORDINANCE ON REZONINGS AND COMPREHENSIVE PLAN AMENDMENTS WITHIN THE NORTHWEST SECTOR) AND FINDS THAT IT COMPLIES WITH SECTION 3.A, WHICH PROVIDES AN EXCLUSION FOR REZONINGS THAT DO NOT RESULT IN AN OVERALL INCREASE IN THE DENSITY OR INTENSITY OF THE FUTURE LAND USE IN THE AFFECTED DEVELOPMENT. THE PLANNING AND ZONING AGENCY UNANIMOUSLY RECOMMENDED APPROVAL OF THIS REQUEST AT ITS JANUARY 4, 2001 MEETING

Proof of publication of notice of public hearing on File #R-00-045, Bridle Ridge, was received having been published in The St. Augustine Record on January 25, 2001.

Doerr reviewed this item stating that the Planning and Zoning Agency unanimously recommended approval of this request at their meeting on January 14, 2001. Discussion followed on what the current zoning would allow, and what the land use was in that area.

(2:04 p.m.) Karen Taylor, 3070 Harbor Drive, on behalf of the applicants, spoke on the PRD setup. Discussion followed on having the property as open rural, and the size of the property. **Motion by Jacalone, seconded by Reardon, carried 5/0, to enact Ordinance No. 2001-15, adopting Findings of Fact 1-4, to support the motion.**

ORDINANCE NO. 2001-15

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

(02/13/2001 - 11 - 2:06 p.m.)

9. PUBLIC HEARING – R-00-047 - GUANA TOWER REZONING. THE SUBJECT PROPERTY IS LOCATED AT 6990-T US1 NORTH. THIS REQUEST SEEKS TO REZONE 4.88 ACRES FROM INDUSTRIAL WAREHOUSE WITH CONDITIONS TO INDUSTRIAL WAREHOUSE WITH CONDITIONS AND TO MODIFY A CONDITION WITHIN THE EXISTING ZONING. THE PROPERTY IS LOCATED ON THE EAST SIDE OF US 1 NORTH, WITHIN THE MIXED USE DISTRICT FUTURE LAND USE DESIGNATION. THE PROPERTY IS ALSO LOCATED IN AIRPORT AIRSPACE SURFACE AREA, WHICH REQUIRES PROJECTS EXCEEDING 150 FEET IN HEIGHT TO RECEIVE AIRPORT AUTHORITY APPROVAL. THE APPLICANT IS PROPOSING CONSTRUCTION OF A COMMUNICATION TOWER, WHICH WILL BE APPROX. 129 FEET IN HEIGHT. THE APPLICANT REQUESTS THE REMOVAL OF A HEIGHT LIMITATION WITHIN THE EXISTING CONDITIONAL ORDINANCE. THE ZONING DIVISION HAS INDICATES NO OBJECTIONS TO THE ELIMINATION OF THE CONDITION. THE APPLICANT IS AWARE THAT A COMPLETE TOWER APPLICATION REVIEW IS REQUIRED IN ACCORDANCE WITH SECTION 6.08.12 OF THE LAND DEVELOPMENT CODE. APPROVAL OF THIS REZONING DOES NOT CONSTITUTE APPROVAL FOR CONSTRUCTION OF THE TOWER. THE PLANNING & ZONING AGENCY UNANIMOUSLY APPROVED THIS APPLICATION AT ITS MEETING ON JAN. 4, 2001

Proof of publication of notice of public hearing on R-00-047, JX-188 Guana Park, was received having been published in the St. Augustine Record on January 25, 2001.

Doerr stated that this request was to modify the conditions and to remove one of them. Kohnke questioned if the people behind this property has been notified. Doerr responded yes, by a sign, and all property within 300 feet of this property was notified. Kohnke questioned if there was a 150 foot drop zone. Doerr stated that those things will be reviewed when it goes to the tower review. Reardon voiced concern about the language on the cover sheet referring to the communication tower being approximately 129 feet in height. Doerr reminded the Commissioners that they are not reviewing the tower application today, but they were told that it would be approximately 129 feet in height. Kohnke voiced concern about all the surrounding residents being notified. Doerr stated that the proposed conditions are listed in the packet.

(2:13 p.m.) Robert Davenport, 1321 San Mateo Avenue, Jacksonville, spoke on the reason for needing the tower. Discussion followed on an industrial warehouse being located on the property now, the County having drop zone rules and Tower Ordinance rules, having different provisions in different areas, and what the County requires for tower applications. Rosemary Yeoman, Zoning Manager, spoke on the radial distance of the tower and the drop zone. **Motion by Reardon, seconded by Jacalone, carried 5/0, to enact Ordinance 2001-16, adopting Findings of Fact 1-4, to support the motion, including the four conditions on page 3 of the Ordinance.**

ORDINANCE NO. 2001-16

**AN ORDINANCE OF THE COUNTY OF ST. JOHNS,
STATE OF FLORIDA, REZONING LANDS AS DESCRIBED**

HEREINAFTER FROM THE PRESENT ZONING CLASSIFICATION OF INDUSTRIAL, WAREHOUSING (IW) WITH SPECIAL CONDITIONS AS ESTABLISHED BY ORDINANCE 96-28, TO INDUSTRIAL, WAREHOUSING (IW) WITH SPECIAL CONDITIONS; REPEALING ORDINANCE 96-28, AND RESTATING CERTAIN SPECIAL CONDITIONS OF ORDINANCE 96-28; MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING AN EFFECTIVE DATE

(02/13/2001 - 12 - 2:25 p.m.)

10. PUBLIC HEARING – R-PUD-00-026A - WOODLAWN GAS & GO. THIS REQUEST SEEKS TO REZONE A 1.18-ACRE PARCEL FROM OPEN RURAL TO PLANNED UNIT DEVELOPMENT TO ALLOW THE DEVELOPMENT OF A CONVENIENCE STORE WITH FUEL SALES. THE PLAN OF DEVELOPMENT PROPOSES A SINGLE BUILDING NOT TO EXCEED 3,500 SQUARE FEET AND UP TO SIXTEEN FUELING POSITIONS. TWO ACCESS POINTS ARE PROVIDED, AND INTERNAL AND EXTERNAL SIDEWALKS ARE PROVIDED. CENTRAL WATER AND SEWER WILL BE UTILIZED, AND ALL UTILITIES WILL BE UNDERGROUND. THERE ARE NO JURISDICTIONAL WETLANDS ON THIS 1.18-ACRE SITE. THE SITE IS LOCATED WITHIN A MIXED USE DISTRICT FUTURE LAND USE CATEGORY AS DESIGNATED BY THE 2015 COMPREHENSIVE PLAN, WHICH PROVIDES FOR THE PROPOSED USE. STAFF'S OPINION IS THAT THE PROPOSED DEVELOPMENT COMPLIES WITH THE COMPREHENSIVE PLAN AND THE FUTURE LAND USE DESIGNATION OF A MIXED USE DISTRICT. THE REVIEW PROCESS AND THE APPLICATION ARE ALSO CONSISTENT WITH APPLICABLE REQUIREMENTS OF THE ST. JOHNS COUNTY LAND DEVELOPMENT CODE, PARTICULARLY ARTICLE 5.03, WHICH PROVIDES STANDARDS FOR PLANNED UNIT DEVELOPMENTS. THE PLANNING & ZONING AGENCY MADE A RECOMMENDATION OF DENIAL BY A VOTE OF 4 -3 AT ITS MEETING ON SEPTEMBER 21, 2000

Proof of publication of notice of public hearing on R-PUD-00-026, Woodlawn Gas & Go PUD, was received having been published in The St. Augustine Record on January 25, 2001.

Doerr stated this request seeks to rezone a 1.18-acre parcel from OR to PUD to allow development of a convenience store with fuel sales. Kohnke voiced concern on placing a gas station in the middle of a residential area. Discussion followed on zoning classifications for that area, a deep concern on SR 16 becoming commercial all the way down the road, and land use designation limiting uses. (2:34 p.m.) Lopez left the meeting and Doug Burnett, Assistant County Attorney, entered the meeting. Kohnke questioned the compatibility of commercial intensive use and residential for this proposed development. Bishop relayed that the policy is based on the zoning designation. Meiszer spoke on there being two kinds of service stations and having control over the lighting at the service station.

(2:42 p.m.) Pam Drury, 5300 Emerson Street, Jacksonville, on behalf of the applicant, clarified why they were here as a PUD. She reviewed the language that they are offering to put into the PUD regarding the lighting. Drury reviewed the property area using visual display.

(2:48 p.m.) Diane Mills, 3455 Lewis Speedway, spoke in opposition of this development. She reviewed the area using visual display.

(2:57 p.m.) Babette Ashley, 50 North Laura Street, Suite 3900, Jacksonville, gave her rebuttal and as evidence, distributed copies of the binding letter request explaining it. Discussion

followed on the results from the PZA Hearing. (3:02 p.m.) Daniel Bosanko, Deputy County Attorney, entered the meeting. (3:05 p.m.) **Motion by Jacalone, seconded by Bryant, failed 2/3 by roll call vote, to enact Ordinance No. 2001-17, Woodlawn Gas & Go adopting Findings of Fact 1-5, on page 2 to support the motion, with the additional lighting conditions that were offered by the applicant.**

Roll Call Vote

Reardon	No
Jacalone	Yes
Kohnke	No
Bryant	Yes
Meiszer	No

The motion failed, by a 2/3 vote.

Bosanko recommended that the Board attempt to get a motion that would pass, since there were three votes that were against approval, because that way you would have some Findings of Fact in the order. He stated they could use the second page of the agenda packet, Proposed Findings of Fact, the column for denies; 1) referring to the Comp Plan. Kohnke suggested taking a five minute break.

The meeting recessed at 3:07 p.m. and reconvened at 3:14 p.m.

(3:15 p.m.) Bosanko remarked that he was briefed on the evidence portion because he was not here, and was told that the Staff gave the opinion that it was compatible, but had some citizen testimony that it wasn't. To uphold a denial, there would have to be some competent and substantial evidence of violations of one of these rules and with that type of situation, the likelihood of upholding this decision is not good. Bosanko stated cases from South Florida that indicated on the compatibility issue that citizen's testimony is sufficient, but haven't been able to get a court in this area to accept that argument, matter of fact, they lost that argument a year ago. **Motion by Reardon, seconded by Kohnke, carried 3/2 by roll call vote, to deny R-PUD-00-026A, Woodlawn Gas & Go, adopting Findings of Fact to support the motion that denies the application; The Woodlawn Gas & Go does not meet the General Standards of Section 5.03.02 with respect to compatibility and location because of the close proximity to surrounding residential properties.**

Roll Call Vote

Jacalone	No
Kohnke	Yes
Bryant	No
Meiszer	Yes
Reardon	Yes

The motion to deny passed, by a 3/2 vote.

(02/13/2001 - 14 - 3:21 p.m.)

- 11. CONSIDER A COST ADJUSTMENT FOR THE COMPLETION OF THE FISCAL YEAR 2000 AUDIT BY DELOITTE & TOUCHE

Joe Vonasek, Office of Management and Budget, reviewed this item, asking for a transfer of \$38,000 from the General Fund Reserve. Discussion followed on taking proposals for the audit services, having a contract for FY 2000. **Motion by Reardon, seconded by Bryant, carried 5/0, to approve the transfer of \$38,000 from #083-59920 to #006-53200 to complete funding of the FY 2000 audit.**

(02/13/2001 - 14 - 3:25 p.m.)

12. CONSIDER A RESOLUTION APPROVING THE USE OF LAW ENFORCEMENT IMPACT FEES AS PARTIAL FUNDING FOR THE CORRECTIONAL FACILITY GENERATOR REPLACEMENT

Vonasek reviewed this item, stating it was for partial funding of the Jail Generator Project by impact fees. Discussion followed on the original amount that was budgeted. **Motion by Reardon, seconded by Jacalone, carried 5/0, to adopt Resolution No. 2001-22 approving the use of Law Enforcement Impact Fees as a partial funding source for the Correctional Facility generator replacement and the transfer of \$46,000 from Law Enforcement Impact Fee Reserve for this purpose.**

RESOLUTION NO. 2001-22

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, TRANSFERRING FUNDS FROM THE LAW ENFORCEMENT IMPACT FEE RESERVES AND AUTHORIZING ITS USE TO FUND A CAPITAL EQUIPMENT PURCHASE

(02/13/2001 - 14 - 3:29 p.m.)

13. CONSIDER A RESOLUTION SETTING THE ANNUITY PERCENTAGE OF COUNTY CONTRIBUTION FOR COUNTY COMMISSIONERS AND OTHER ELECTED OFFICIALS THAT CHOOSE TO OPT OUT OF THE STATE OF FLORIDA DIVISION OF RETIREMENT "ELECTED OFFICER CLASS" PLAN AND SELECT THE "PUBLIC EMPLOYEE OPTIONAL RETIREMENT PROGRAM"

Karen VanVolkinburg, Director of Human Resources, reviewed this item. Meiszer read a statement, stating that he was abstaining from voting. **Motion by Reardon, seconded by Jacalone, carried 4/1 with Meiszer abstaining, to approve Resolution No. 2001-23, setting the local annuity percentage in an amount equal to the Senior Management Service Class contribution amount less the Health Insurance Subsidy for those elected officials who opt out of the Florida Retirement System.**

RESOLUTION NO. 2001-23

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ESTABLISHING THE LOCAL ANNUITY PERCENTAGE FOR THOSE WHO OPT OUT OF THE ELECTED OFFICERS' CLASS IN AN AMOUNT EQUAL TO THE STATE OF FLORIDA, DEPARTMENT OF MANAGEMENT SERVICES, DIVISION OF RETIREMENT, SENIOR MANAGEMENT SERVICE CLASS LESS THE HEALTH INSURANCE SUBSIDY

(02/13/2001 - 15 - 3:32 p.m.)

14. CONSIDER AFFIRMATION OF APPOINTMENTS OF THE TOURIST DEVELOPMENT COUNCIL REPRESENTATIVES TO THE CATEGORY II ARTS/GRANTS FUNDING PANEL

Patsy Heiss reviewed this item. **Motion by Jacalone, seconded by Bryant, carried 5/0, to reappoint Brenda Bushell as TDC representative to the Category II Arts/Grants Funding Panel for one full term, scheduled to expire September 30, 2002. Motion by Jacalone, seconded by Reardon, carried 5/0, to appoint Bill Puckett as TDC representative to the**

Category II Arts/Grants Funding Panel for one term, scheduled to expire September 30, 2002.

(02/13/2001 - 15 - 3:34 p.m.)

15. CONSIDER AFFIRMATION OF THE RECREATION ADVISORY BOARD REPRESENTATIVE TO THE AMPHITHEATER BOARD

Heiss reviewed this item. **Motion by Reardon, seconded by Jacalone, carried 5/0, to appoint Darlene Schnittker as the Recreation Advisory Board representative to the Amphitheater Board of Directors, completing a term scheduled to expire June 11, 2001.**

(02/13/2001 - 15 - 3:35 p.m.)

16. CONSIDER VALUE ENGINEERING CHANGES FOR THE PONTE VEDRA BRANCH LIBRARY CONSTRUCTION

Mike Rubin, Director of Construction Services, reviewed this item using visual display. Alan Cottrill, Contractor, reviewed the River City Contractors, Inc.'s contract. Rubin stated that there are several items that needed to be revised in the Value Engineering Estimate; the testing and the painting, and fill dirt. He mentioned that there are several options to consider. Discussion followed on the shutters, operable windows, windows being strong enough to withstand hurricane strength winds, the furnishings for the library, and installing carpet. Rubin reviewed the spreadsheet to show the shortfall, using visual display. Meiszer questioned the furnishings. Cottrill clarified the furnishings as furnishings, fixtures, and equipment. Meiszer questioned if the architect was involved in the committee that did the value engineering. Rubin answered that the architect redesigned the building. Vonasek explained that they are calculating the difference of what is remaining in the budget and what the County will need to appropriate or further reduce in the project in order to complete the construction. Reardon questioned the automatic doors. Cottrill relayed that they are going to reuse one of the automatic doors they already have which complies with the handicap code and buy another automatic door to comply with the handicap code.

(4:02 p.m.) Allan MacDonald, Clerk's Office, questioned the remodeling of the interior of the new part of the building from funds contributed by Friends and etc. Kohnke responded.

(4:03 p.m.) Barbara Thornton, 450 Osprey Point, Ponte Vedra Beach, spoke on not cutting allocations for furnishings.

(4:05 p.m.) Carolee Bertisch, 104 Cypress Lagoon Ct., Ponte Vedra Beach, voiced concern about items being deleted, especially the furnishings and the carpet.

(4:07 p.m.) Neva Nelson, 7310 Oakmont Ct., Ponte Vedra Beach, requested the Board to consider keeping the following items; furnishings, fixtures and carpet. Discussion followed on who would be picking the color of the carpet. **Motion by Reardon, seconded by Jacalone, passed 5/0 by roll call vote, to accept the value engineered project, and fund \$77,696 from the General Fund Reserve #08359920 to cover the following items; add back painting from the shopping list for \$15,500, add back additional fill for \$10,000, add back project testing for \$10,000, add back carpet for \$12,500, add back impact fees for \$17,000, and with a contingency of \$10,000, amends the amount to \$87,696.**

Roll Call Vote

Kohnke Yes
Bryant Yes
Meiszer Yes
Reardon Yes

Jacalone Yes

The motion passed 5/0.

(02/13/2001 - 16 - 4:15 p.m.)

5a. UTILITY DEFERMENT-RESOLUTION FOR MOULTRIE VILLAGE APARTMENTS

Tom Crawford, Housing/Community Services Director, reviewed this item. **Motion by Jacalone, seconded by Reardon, carried 5/0, to adopt Resolution No. 2001-24, specifying the deferment of two-thirds of the utility connection fees of six years for Moultrie Village Apartments, contingent upon funding by the FHFC during calendar year 2001.** Isabelle Lopez, Assistant County Attorney, entered the meeting and Burnett left the meeting.

RESOLUTION NO. 2001-24

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, TO APPROVE DEFERRING THE PAYMENT OF WATER AND SEWER UNIT CONNECTION FEES FOR AFFORDABLE SENIOR RENTAL APARTMENTS TO BE CONSTRUCTED BY THE RICHMAN GROUP OF FLORIDA, INC., AND SETTING AN EFFECTIVE DATE

(02/13/2001 - 16 - 4:18 p.m.)

5b. APPOINTMENT TO HOUSING FINANCE AUTHORITY

Crawford reviewed this item and requested that R. Hutch Stevens be appointed. **Motion by Kohnke, seconded by Reardon, carried 5/0, to suspend the Board rules. Motion by Reardon, seconded by Jacalone, carried 5/0, to appoint Hutch Stevens as a member of the Housing Finance Authority of St. Johns County to fill the vacated term of Mr. T. J. Jackson which expires on March 10, 2002, to serve as the labor representative.**

(02/13/01 - 16 - 4:21 p.m.)

COMMISSIONERS' REPORTS

Commissioner Bryant:

Bryant mentioned that Ted Zebrowsky, Leon Shimer, Max Royal, Mayor Pacetti and he met with Representative Crenshaw to reiterate to him the critical need for a line item funding for the Beach Renourishment Program to proceed as planned this Spring.

(4:22 p.m.)

Commissioner Reardon:

Reardon requested clarification on the handling of roll call votes. Bosanko stated that he would check into it. Lopez left the meeting.

(4:24 p.m.)

Commissioner Jacalone:

No report.

(4:24 p.m.)

Commissioner Meiszer:

Meiszer voiced concern, based on recent news media accounts, on sales tax. He suggested to advise Staff not to advocate or oppose the sales tax until the Board of Commissioners have taken a position. Kohnke responded.

(4:28 p.m.)

Commissioner Kohnke:

No report.

(02/13/01 - 17 - 4:34 p.m.)

COUNTY ADMINISTRATOR'S REPORT

Adams spoke on getting a vehicle for H.A.W.K. to use.

Reardon requested scheduling the Council on Aging's breakfast in June. Kohnke relayed that Adams should schedule the date. Adam stated that the date has already been set.

Bosanko recommended to have Adams continue Sea Pines, a land use case scheduled for February 27, 2001.

(02/13/01 - 17 - 4:29 p.m.)

COUNTY ATTORNEY'S REPORT

Bosanko reported on Board Rule No 4.503 on roll call votes being called by the Clerk in a rotating sequence being on the first such vote beginning with the At Large Seat A , then B, with District seats being voted in ascending order. Reardon will work with Bosanko and will come back with a recommendation.

Bosanko distributed information on, if independent staff evaluations of particular projects, plans, proposals, competitive purchases, etc., must be made in Sunshine Law compliant meetings and explained it.

(02/13/01 - 17 - 4:36 p.m.)

CLERK OF COURT'S REPORT

No report.

Motion by Jacalone, seconded by Reardon, carried 5/0, to adjourn the meeting. There being no further business to come before the Board, the meeting adjourned at 4:37 p.m.

CORRESPONDENCE:

1. Letter dated February 7, 2001, to Thomas Jackson, II, regarding filing a financial disclosure statement within 60 days of leaving public office.
2. Letter dated January 17, 2001, to Florida Department of Environmental Protection, Tom Butler, regarding a recorded copy of the Sovereign Submerged Lands Easement for St. Johns County's shore protection project.
3. Letter dated January 19, 2001, to Department of State, Suzie Still, regarding copies of the Elected Public Official Bonds on St. Johns County Property Appraiser Sharon Outland, St. Johns County Clerk of Court Cheryl Strickland, St. Johns County Sheriff Neil J. Perry, and St. Johns County Tax Collector Dennis Hollingsworth.
4. Letter dated January 19, 2001, to David Clark informing him of appointment to the St. Johns County Adjustment and Appeals Board.
5. Letter dated January 30, 2001, to Walter Kelly informing her of appointment to the Amphitheater Board of Directors.

6. Letter dated January 30, 2001, to Don Girvan informing him of reappointment to the Industrial Development Authority.
7. Statement of Acceptance from Reasa Pabst regarding appointment to the Recreation Advisory Board dated December 6, 2000.
8. Loyalty Oath from Reasa Pabst regarding her appointment to the Recreation Advisory Board dated January 10, 2001.
9. Statement of Acceptance from Lucy Ann Ferran regarding her appointment to the A1A South Architectural Review Committee dated January 11, 2001.
10. Loyalty Oath from Ann Ferran regarding her appointment to the A1A South Architectural Review Committee dated January 16, 2001.
11. Statement of Acceptance from Bruce Lucker regarding his reappointment to the Tourist Development Council dated January 10, 2001.
12. Loyalty Oath from Bruce Lucker regarding his reappointment to the Tourist Development Council dated January 10, 2001.
13. Letter dated January 26, 2001, to Department of State, Liz Cloud, Bureau of Administrative Code, filing certified copies of St. Johns County Ordinances Numbers 2001-8, 2001-9, 2001-10, 2001-11, and 2001-12.
14. Letter dated January 18, 2001, from Commission on Ethics regarding Update of Financial Disclosure Mailing List.
15. Letter dated February 6, 2001, to Shirley A. Taylor regarding the Update of Financial Disclosure Mailing List.
16. Letter dated January 31, 2001, to Department of State, Misty Pearson, regarding minor changes to Ordinance Number 2001-10.
17. Letter dated February 7, 2001, indicating that Don Girvan and Walter Kelly are registered to vote in St. Johns County.

REPORTS:

1. St. Johns County Board Database Check Register Check #299184 through #299405, dated January 26, 2001.
2. St. Johns County Board Database Check Register Check #299452 through #299718, dated February 2, 2001.
3. St. Johns County Board Database Check Register Check #299743 through #300050, dated February 9, 2001.
4. St. Johns County Board Database Check Register Check #300051 through #300065, dated February 9, 2001.

Approved: March 20, 2001

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: _____
Mary F. Kohnke, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By: _____
Deputy Clerk