

**MINUTES OF MEETING  
BOARD OF COUNTY COMMISSIONERS  
ST. JOHNS COUNTY, FLORIDA  
MARCH 12, 2002  
(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:            Marc Jacalone, District 3, Chair  
                              James E. Bryant, District 5, Vice Chair  
                              Nicholas Meiszer, District 1  
                              John Reardon, District 2  
                              Mary Kohnke, District 4  
                              Ben W. Adams, Jr., County Administrator  
                              James G. Sisco, County Attorney  
                              Judy Hamilton, Deputy Clerk

Also present:            Cheryl Strickland, Clerk of Courts; Allen MacDonald, Finance Director

(03/12/02 - 1 - 9:02 a.m.)

The meeting was called to order by Chair Jacalone.

(03/12/02 - 1 - 9:03 a.m.)

Bryant gave the Invocation. Meiszer led the Pledge of Allegiance.

(03/12/02 - 1 - 9:05 a.m.)

ROLL CALL

The Deputy Clerk called the roll.

(03/12/02 - 1 - 9:07 a.m.)

PROCLAMATION PROCLAIMING THE WEEK OF MARCH 10 - 16, 2002 AS GIRL SCOUT WEEK- CELEBRATING THE 90<sup>TH</sup> ANNIVERSARY OF GIRL SCOUTING

Reardon read the Proclamation into the record. Girl Scouts articulated events, skills learned, activities of Girl Scouts, and what Girl Scouts meant to them.

(03/12/02 - 1 - 9:14 a.m.)

RECOGNITION OF THE ALLEN D. NEASE HIGH SCHOOL GOLF TEAM AS STATE CHAMPIONS FOR 2001 BY THE COUNTY COMMISSION AND PGA TOUR OFFICIALS

Kohnke read the Proclamation into the record. Coach Bud Beech introduced DTHE team and accepted the Proclamation from the Board. Jack Peter and Vern Kelley of WGV presented congratulations to Nease High School.

Coach Beech introduced State Champs Basketball Team from Nease High School. Bryant read the Proclamation into the record, which was accepted by the team.

(03/12/02 - 2 - 9:28 a.m.)

PUBLIC COMMENTS

Gordie Wilson, 1 S. Castillo Drive, National Park Service, spoke on the Management Plan. He asked for information from the Board for input, concerns and issues that they want to see addressed in the plan, which is a two to three year process.

(9:31 a.m.) John Hewins, 188 Edge of Woods Rd., Chairman of the St. Johns Vision Steering Committee, made a request to the Board for "County Usage" days at the Convention Center. Staff was directed to make the application form available to Hewins.

(9:34 a.m.) Louise Thrower, 288 Orange Avenue, spoke on Sunshine Law editorials of *The St. Augustine Record*; and, gave kudos to Kim Oglesby.

(9:38 a.m.) Dante Salamone, 5225 Datil Pepper Road, with visual display, spoke regarding the portion of Shannon Road that is not to be abandoned, asked for a review of the papers on Shannon Road, requested the barrier at US 1 be taken down, and opened to the public. Salamone asked about the Veterans tribute; Reardon responded on a World War II legacy project.

(03/12/02 - 2 - 9:43 a.m.)

DELETIONS TO CONSENT AGENDA

Adams requested Item #1 be moved to the Regular Agenda as Item #A.

(03/12/02 - 2 - 9:43 a.m.)

APPROVAL OF CONSENT AGENDA

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

1. Approval of the Cash Requirement Report
2. Motion to adopt **Resolution No. 2002-35**, accepting an Easement for Utilities for water and sewer service to Marshall Creek Parcel B-1, Entry Road and South Loop Road

**RESOLUTION NO. 2002-35**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES FOR WATER AND SEWER SERVICE TO MARSHALL CREEK PARCEL B-1, ENTRY ROAD AND SOUTH LOOP ROAD**

3. Motion to adopt **Resolution No. 2002-36**, accepting an Easement for Utilities for water and sewer service to Spanish Oaks Subdivision

**RESOLUTION NO. 2002-36**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF**

**FLORIDA, ACCEPTING AN EASEMENT FOR UTILITIES  
FOR WATER AND SEWER SERVICE TO SPANISH  
OAKS SUBDIVISION**

4. Motion to allow the County Administrator, or his designee, to enter into a contract with the low bidder, Rolladen, Inc., in the amount of \$170,000 for Bid No. 02-44, Purchase and Installation of hurricane shutters on four St. Johns County Elementary Schools (*See Attachment "A"*)
5. Motion to allow the County Administrator, or his designee, to enter into a contract with the low bidder, Florida Groundworks Inc, in the amount of \$183,889 for Bid No. 02-17, Landrum Lane Roadway Improvements (*See Attachment "B"*)
6. Motion to allow the County Administrator, or his designee, to enter into a contract with the No. 1 ranked firm, HDR Engineering for RFP 02-47, Roscoe Boulevard Safety Study, or if an agreement cannot be reached with the No. 1 ranked firm, authorization is requested to terminate negotiations and begin negotiations with the No. 2 ranked firm, and continue until an agreement is reached (*See Attachment "C"*)
7. Motion to adopt **Resolution No. 2002-37**, recognizing unanticipated revenue from the State of Florida and appropriating it for uses approved within Florida Statute 320.08058 (30) for "Choose Life License Plate" funds and to award \$3,223 to the Alpha-Omega Miracle Home and \$3,223 to the St. Gerard Campus for uses approved within Florida Statute 320.08058 (30) for "Choose Life License Plate" funds and to direct the County Administrator to execute agreements with the Alpha-Omega Miracle Home and with the St. Gerard Campus for the funds being awarded them under Florida Statute 320.08058 (30)

**RESOLUTION NO. 2002-37**

**A RESOLUTION OF THE BOARD OF COUNTY  
COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF  
FLORIDA, AMENDING THE FISCAL YEAR 2002  
BUDGET TO RECEIVE UNANTICIPATED REVENUE  
AND AUTHORIZE ITS EXPENDITURE**

8. Motion to adopt **Resolution No. 2002-38**, approving a Final Plat for Southbridge Replat

**RESOLUTION NO. 2002-38**

**A RESOLUTION OF THE BOARD OF COUNTY  
COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF  
FLORIDA, APPROVING A SUBDIVISION PLAT FOR  
SOUTHBRIDGE REPLAT**

9. Motion to adopt **Resolution No. 2002-39**, approving a Final Plat for Marshall Creek DRI Unit EV-3

**RESOLUTION NO. 2002-39**

**A RESOLUTION OF THE BOARD OF COUNTY  
COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF**

**FLORIDA, APPROVING A SUBDIVISION PLAT FOR  
MARSHALL CREEK DRI, UNIT EV-3**

10. Proofs:
- a. Proof, Notice of Final Hearing, Application for Establishment of Initial Rates by St. Joe Utilities, Inc., March 19, 2002
  - b. Proof, Notice of Meeting Cancellation, St. Johns County Water & Sewer Authority, March 6, 2002
  - c. Proof, Notice to Bidders, Bid No. 02-63
  - d. Proof, Request for Proposals, RFP 02-58
  - e. Proof, Notice to Bidders, Bid No. 02-32

(03/12/02 - 4 - 9:46 a.m.)

**ADDITIONS/DELETIONS TO REGULAR AGENDA**

Adams requested the additions of Item #8a—Ponte Vedra Zoning and Adjustment Board; and Item #8b—Planning & Zoning Agency. Sisco requested that Item #9 be pulled to be rescheduled, with no objection from the applicant.

(03/12/02 - 4 - 9:48 a.m.)

**APPROVAL OF REGULAR AGENDA**

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

(03/12/02 - 4 - 9:48 a.m.)

**A. CONSENT AGENDA ITEM #1-APPROVAL OF THE CASH REQUIREMENT REPORT**

Joe Vonasek, Director of Office of Management and Budget, presented an updated report to the Board. Brief discussion ensued. **Motion by Reardon, seconded by Kohnke, carried 5/0, to approve the Cash Requirement Report, as presented by Vonasek.**

(03/12/02 - 4 - 9:49 a.m.)

**1. BRIEF INFORMATIONAL UPDATE ON THE BRIDGE OF LIONS REHABILITATION PROJECT**

Fred Halback, Public Information Officer, FDOT, spoke to the Board, utilizing visual display. Discussion was held on how not widening to four-lane would be bad; reconsideration of four-laning; and, the possibility of historical designation being lost.

(10:03 a.m.) James B. Abbott, 8376 A1A South, spoke on making Bridge of Lions as strong as possible.

(10:04 a.m.) John Daniels, Avista Circle, President of Citizens for a Safe Bridge, spoke on wanting to replicate the Bridge of Lions, but their main concern was safety.

(10:07 a.m.) Eddy Mussallem, 65 Busam St., spoke on building a beautiful, safe, four-lane bridge.

(10:10 a.m.) Further discussion was held on building a new bridge to look exactly like the old one.

Informational meetings will be held by FDOT.

(03/12/02 - 5 - 10:15 a.m.)

2. CONSIDER A RESOLUTION APPROVING THE FIRST AMENDMENT TO THE SHIP LOCAL HOUSING ASSISTANCE PLAN (HAP)

Judith Foxworth, SHIP Administrator, made a presentation to the Board of the proposed Resolution. **Motion by Kohnke, seconded by Bryant, carried 5/0, to adopt Resolution No. 2002-40, approving the first amendment to the SHIP Local Housing Assistance Plan.**

#### RESOLUTION NO. 2002-40

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, APPROVING THE FIRST AMENDMENT TO THE STATE HOUSING INITIATIVES PARTNERSHIP (SHIP) LOCAL HOUSING ASSISTANCE PLAN (HAP) COVERING STATE FISCAL YEARS 2001/02, 2002/03, AND 2003/04, AND SETTING AN EFFECTIVE DATE**

(03/12/02 - 5 - 10:20 a.m.)

3. CONSIDER A LETTER OF INTENT TO COMBINE THE ST. JOHNS COUNTY AND FLAGLER COUNTY NATIONAL SCENIC HIGHWAY ALL AMERICAN ROAD APPLICATIONS

Vickie Renna, Principal Planner, presented this item to the Board and answered questions regarding same. After brief discussion, **motion by Meiszer, seconded by Reardon, carried 5/0, to approve the Letter of Intent.**

The meeting recessed at 10:26 a.m. and reconvened at 10:36 a.m. with Michael Hunt, Assistant County Attorney, present.

(03/12/02 - 5 - 10:36 a.m.)

4. PRESENTATION OF THE 2003-2007 CAPITAL IMPROVEMENT PROJECTS (CIP) FOR ST. JOHNS COUNTY

Doug Timms, Office of Management and Budget, addressed the Board, utilizing visual display and reviewed the FY 2003-2007 Capital Improvement Requests. Options for Funding Shortfalls were presented by Timms. Discussion was held on various aspects of the CIP lists. It was recommended the CIP be placed on the Internet; discussion ensued. (11:00 a.m.) Dante Salamone, 5225 Datil Pepper Road, asked what happened to Old Moultrie Road being on the list; and funding for boat ramps and parking by fishing licenses and boating licenses. Jacalone answered the Boating Improvement Fund is money used by the County from the State. Stephenson stated the Old Moultrie Road corridor study is being done right now. It was requested that the slide presentation given by Timms be placed on the Internet and unfunded projects also be placed on the Internet.

(03/12/02 - 6 - 11:06 a.m.)

5. CONSIDER THE DISTRIBUTION OF \$10,000 FOR WILDLIFE REHABILITATION FOR TWO QUALIFYING AGENCIES (H.A.W.K.E. AND ST. JOHNS WILDLIFE CARE)

Joe Vonasek, Director of Office Management and Budget, made presentation to the Board, listing alternatives. Discussion followed on the two entities. (11:13 a.m.) Sisco left the meeting. Further discussion ensued. (11:27 a.m.) Strickland and MacDonald left the meeting. (11:28 a.m.) *Motion by Reardon to enter into an agreement with H.A.W.K.E., in the amount of \$5,000, for the provision of wildlife care and rehabilitation services, with a waiver modification of the general requirement for insurance purposes.* Motion died for lack of a second. Further discussion was held on splitting the \$10,000; paying invoices; awarding contracts; and other aspects of the agencies rehabilitation of wildlife. (11:34 a.m.) *Motion by Kohnke, seconded by Bryant, to enter into an agreement with H.A.W.K.E., in the amount of \$10,000, for the provision of wildlife care and rehabilitation services. Kohnke stated she would like this to go to Purchasing for RFP next year.*

(11:34 a.m.) Edward Ferrall, 48 Ocean Ct., spoke as a volunteer for H.A.W.K.E.

(11:36 a.m.) Karen Inman, 5705 C.R. 208, St. Johns Wildlife Care, spoke on their behalf.

(11:43 a.m.) Roger Van Ghent, 4005 Moultrie Foreside, St. Johns County Audubon Society, spoke on paying of submitted invoices by the agencies.

(11:48 a.m.) Jacalone called for a roll call vote on the motion:

<b>Bryant</b>	<b>yes</b>
<b>Meiszer</b>	<b>yes</b>
<b>Reardon</b>	<b>yes</b>
<b>Jacalone</b>	<b>no</b>
<b>Kohnke</b>	<b>yes</b>

**Motion carried 4/1, with Jacalone dissenting, to enter into an agreement with H.A.W.K.E., in the amount of \$10,000, for the provision of wildlife care and rehabilitation services.**

(03/12/02 - 6 - 11:49 a.m.)

6. REVIEW OF STREET LIGHTING REQUESTS AT THE INTERSECTION OF STATE ROAD 16 AND FOUR MILE ROAD AND THE INTERSECTION OF US1 AND RAY ROAD

Joe Stephenson, Public Works Director, made a presentation to the Board, utilizing visual display. Discussion was held on the requests for street lighting. (11:58 a.m.)

**Motion by Reardon, seconded by Jacalone, carried 5/0, via roll call vote:**

<b>Meiszer</b>	<b>yes</b>
<b>Reardon</b>	<b>yes</b>
<b>Jacalone</b>	<b>yes</b>
<b>Kohnke</b>	<b>yes</b>
<b>Bryant</b>	<b>yes</b>

**to direct Staff to have FPL install and maintain at County expense a single "landmark" streetlight at each of the subject intersections as stated in the agenda packets.**

(12:03 p.m.) *Motion by Kohnke, seconded by Meiszer, to program a properly defined and funded Capital Improvement Program project to light any public road intersection in accordance with established standards. (12:06 p.m.) The motion and second were withdrawn.*

Discussion was held on estimated costs, meeting of DOT standards, ranking of projects, appropriating money; and Staff to come back with a plan to do this.

*Staff was directed to come back and tell the Board how this could function, at a future meeting.*

(03/12/02 - 7 - 12:07 p.m.)

7. DISCUSSION OF A REQUEST FOR A FOUR WAY STOP AT MIRANDA ROAD AND GENTIAN ROAD AND INTERSECTIONS ON SAN JOSE ROAD

Joe Stephenson, Public Works Director, and Greg Kennedy of the Traffic/Transportation Section, presented this item to the Board for review, with visual display. Discussion was held on the need for stop signs; finding appropriate cross-streets to incorporate a stop sign; speed limit; children playing; and, other aspects of the proposed four-way stop.

**Motion by Jacalone, seconded by Meiszer, carried 5/0, to direct Staff to look at implementation and incorporating a stop sign somewhere on San Jose Road.**

**(12:19) Motion by Kohnke, seconded by Reardon, carried 5/0, to move the remaining morning agenda items to the beginning of the afternoon session.**

The meeting recessed at 12:19 p.m. and reconvened at 1:30 p.m. with Jacalone, Bryant, Reardon, Kohnke, Meiszer, Adams, Hunt, and Deputy Clerk Lenora Newsome present.

**Motion by Kohnke, seconded by Bryant, carried 5/0, to reorder the agenda to move items #8, 8a, 8b, and the reports to the end of the afternoon.**

(03/12/02 - 7 - 9:48 a.m.)

9. PUBLIC HEARING - CPA 02-001 TRANSMITTAL OF PROPOSED COMPREHENSIVE PLAN MAP AMENDMENT FOR THE WORLD COMMERCE CENTER. THIS IS A TRANSMITTAL HEARING FOR A PROPOSED COMPREHENSIVE PLAN AMENDMENT, AMENDING THE FUTURE LAND USE MAP FROM RURAL SILVICULTURE (R/S) TO MIXED USE (MD). THE SUBJECT PROPERTY INCLUDES APPROXIMATELY 375 ACRES OF LAND LOCATED AT THE SOUTHWEST QUADRANT OF I-95 AND INTERNATIONAL GOLF PARKWAY. THE PROPOSED AMENDMENT IS AN EXTENSION OF THE EXISTING MIXED-USE DISTRICT AND WILL ENCOMPASS THE PROPOSED WORLD COMMERCE CENTER DEVELOPMENT OF REGIONAL IMPACT (DRI).

Proof of publication of notice of public hearing on File #CPA 02-001 Ring Power Corporation, was received having been published in The St. Augustine Record on February 20, 2002.

*This item was pulled.*

(03/12/02 - 8 - 1:36 p.m.)

10. PUBLIC HEARING - PNZVAR 2002-05 BETH EL-THE BEACHES SYNAGOGUE. THIS REQUEST SEEKS A NON-ZONING VARIANCE TO WAIVE SECTION 3.06.04.A.1, 3.06.04.A.8 AND 3.06.12.A OF THE LAND DEVELOPMENT CODE (PROVISION OF THE PV/PV COASTAL CORRIDOR OVERLAY DISTRICT) TO HAVE A SERIES OF DESIGNED FLAT ROOFS AND TO BE LONGER THAN THE PERMITTED 120 FOOT MAX BUILDING LENGTH. THE APPLICANT PROPOSED TO CONSTRUCT A SINGLE-STORY RELIGIOUS BUILDING ON PROPERTY THAT IS OPEN RURAL (OR) AND LOCATED IN THE RESIDENTIAL-A COASTAL LAND USE ON THE EAST SIDE OF ROSCOE BOULEVARD NORTH. THE SUBJECT DEVELOPMENT SITE CONSISTS OF APPROX. 6.66 ACRES AND HAS DIMENSIONS OF APPROX. 726 FEET DEEP AND 400 FEET WIDE. BECAUSE THE ARCHITECTURAL REVIEW COMMITTEE HAS SHOWN ITS SUPPORT, STAFF HAS NO OBJECTIONS TO THE APPROVAL OF THIS NON-ZONING VARIANCE REQUEST. IN CONSIDERING THE NON-ZONING VARIANCE, THE BOARD MUST CONSIDER WHETHER THE APPLICANT HAS DEMONSTRATED THAT THE PROVISIONS AS SET FORTH IN SECTION 10.04.03.B OF THE LAND DEVELOPMENT CODE APPLY TO DEVELOPMENT OF THIS SITE.

Proof of publication of notice of public hearing on proposed Non-Zoning Variance File #PNZVAR Beth El Beaches Synagogue, was received having been published in The St. Augustine Record on February 25, 2002.

Danielle Mayoros, Planner II, reviewed this item, stating there were no letters of correspondence on this item. Bill Ebert, architect for this project, replied that he was here to answer any questions. **Motion by Reardon, seconded by Kohnke, carried 5/0, to approve NZV 2002-05, making Findings of Fact 1 through 5 to support the motion.**

(03/12/02 - 8 - 1:41 p.m.)

11. PUBLIC HEARING - PLNAPPL 2002-02 - APPEAL OF A DECISION OF THE PONTE VEDRA ZONING AND ADJUSTMENT BOARD. ON JANUARY 14, 2002, THE PONTE VEDRA ZONING AND ADJUSTMENT BOARD DENIED AN APPLICATION FOR A VARIANCE TO THE COASTAL CONSTRUCTION CONTROL LINE (CCCL), A REDUCTION OF 10 FEET 6 INCHES FOR A LOT OF RECORD LOCATED AT 929 PONTE VEDRA BOULEVARD (EAST SIDE OF CR 203). THE SUBJECT LOT IS ZONED R-1-A, WITHIN THE PONTE VEDRA ZONING DISTRICT, AND IS WITHIN THE B-RESIDENTIAL COASTAL FUTURE LAND USE CATEGORY. THE LOT COMPLIES WITH THE MINIMUM LOT AREA FOR THE R-1-A DISTRICT, WHICH IS 22,500 SQUARE FEET, AND WITH THE WIDTH OF BUILDING LINE, WHICH IS 150 FEET. THE SUBJECT OF THIS APPEAL INVOLVES A PROPOSED VARIANCE TO SECTION VII (D) OF THE PONTE VEDRA ZONING CODE TO ALLOW THE CONSTRUCTION OF FOUR (4) SUPPORT COLUMNS AND THE EXTENSION OF THE ROOF LINE ON THE OCEAN SIDE 10 FEET 6 INCHES SEAWARD OF THE COASTAL CONSTRUCTION CONTROL LINE (CCCL) TO PROVIDE STRUCTURAL SUPPORT TO THE OVER HANGING PORCH ROOF.

Proof of publication of notice of public hearing on proposed appeal hearing File #PLNAPPL 2002-02 929 Ponte Vedra Blvd. Hutchinson Variance Appeal, was received having been published in The St. Augustine Record on February 25, 2002.



Cathy Upchurch, Court Reporter, was present. The following Commissioner's disclosed having ex-parte communication; Kohnke mentioned corresponding with the Hutchinsons regarding walking around on their property and looking at what they wanted to do, Bryant, Meiszer and Reardon talked to Sid Ansbacher about the plans. Mayoros stated this is a Planning Appeal 2002-02 for the Hutchinson Variance and explained.

(1:45 p.m.) Sid Ansbacher, 780 North Ponce de Leon Blvd., in behalf of the applicants, gave a brief overview of this item, utilizing the overhead projector.

(1:50 p.m.) Jim Terrell, 7563 Phillips Highway #500, Jacksonville, architect for the Hutchinsons, utilizing the overhead projector, gave a presentation on the project. Jacalone questioned different elevations on the property. Carroll explained by using a model of the project. Meiszer stated that he didn't understand why they couldn't raise the floor level of the proposed structure. Carroll replied that they were dealing with the height limitation. Discussion followed.

(2:09 p.m.) Cameron Lacy, 550 LeMaster Drive, Ponte Vedra Beach, requested the Board to return this item back to the PVZAB for review. Kohnke stated that she saw no reason to turn this item down. **Motion by Kohnke, seconded by Jacalone, carried 5/0, to approve PLNAPPL 2002-02, known as the Hutchinson Variance Appeal, adopting Finding of Fact 1 to support the motion.**

(03/12/02 - 9 - 2:14 p.m.)

12. PUBLIC HEARING - NOPC TO THE CABALLOS DEL MAR DRI AND MAJOR MODIFICATION TO THE MARRIOTT AT SAWGRASS RESORT HOTEL/PLAYERS CLUB PUD. THIS NOTICE OF PROPOSED CHANGE (NOPC) TO THE CABALLOS DEL MAR DRI RESTATED DEVELOPMENT ORDER SEEKS TO ALLOW FOR THE EXPANSION OF COMMERCIAL SQUARE FOOTAGE AND THE MAJOR MODIFICATION TO THE PLAYERS CLUB PUD PROVIDES FOR THE EXPANSION OF THE MARRIOTT AT SAWGRASS RESORT HOTEL FOR THE FOLLOWING: EXPANSION OF THE EXISTING BALLROOM/CONFERENCE CENTER FACILITIES BY 57,500 SQUARE FEET; RELOCATION OF THE EXISTING SPA/RECREATION CENTER FACILITIES FROM INSIDE THE HOTEL TO A 35,000 SQUARE FOOT ACCESSORY FACILITY NEAR THE TENNIS COMPLEX; NEW EXTERIOR TERRACE ADJACENT TO THE ATRIUM BUILDING AND; EXPANSION OF EXISTING RETAIL BY 615 SQUARE FEET. THERE ARE NO OTHER CHANGES PROPOSED AS PART OF THE NOPC OR THE PUD MODIFICATION. THE NORTHEAST FLORIDA REGIONAL PLANNING COUNCIL AND THE DEPARTMENT OF COMMUNITY AFFAIRS HAVE REVIEWED THE NOPC AND FOUND THAT THE CHANGES DO NOT CONSTITUTE A SUBSTANTIAL DEVIATION TO THE DRI. THE APPLICATION FOR MAJOR MODIFICATION IS CONSISTENT WITH APPLICABLE REQUIREMENTS OF THE ST. JOHNS COUNTY LAND DEVELOPMENT CODE, PARTICULARLY SECTION 5.03.05.C, WHICH PROVIDES CONDITIONS RELATED TO MAJOR MODIFICATIONS TO APPROVED PLANNED UNIT DEVELOPMENTS. THIS REQUEST IS A PRE-SET ITEM AND WILL BE HEARD BEFORE THE PLANNING AND ZONING AGENCY ON THURSDAY, MARCH 7, 2002.

Proof of publication of notice of public hearing on proposed change and major modification Caballos Del Mar and Sawgrass Resort Hotel/Players Club, was received having been published in The St. Augustine Record on February 20, 2002.

Kohnke disclosed ex-parte communication with the Marriott, at which time they explained their plans to her and she requested they take down the tent. Joseph Bornstein, Planner III, reviewed this item, stating there were two letters in favor of this item.

(2:17 p.m.) Terry Moore, 50 N. Laura Street, Suite 2500, Jacksonville, attorney representing the applicant, gave a presentation on the history of this project.

(2:22 p.m.) Tony Robbins, engineer, spoke on what the increased area would be used for. **Motion by Kohnke, seconded by Bryant, carried 5/0, to adopt Resolution No. 2002-41, approving a Notice of Proposed Change to the Caballos Del Mar DRI Restated Development Order, adopting Findings of Fact 1 through 4 to support the motion.**

#### **RESOLUTION NO. 2002-41**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATE OF FLORIDA, MODIFYING THE CABALLOS DEL MAR DEVELOPMENT OF REGIONAL IMPACT DEVELOPMENT ORDER (RESOLUTION NO. 75-15, AS PREVIOUSLY AMENDED); FINDING THE MODIFICATION DOES NOT CONSTITUTE A SUBSTANTIAL DEVIATION; AND PROVIDING FOR AN EFFECTIVE DATE**

(2:25 p.m.) **Motion by Kohnke, seconded by Bryant, carried 5/0, to enact Ordinance No. 2002-17, a Major Modification to the Players Club PUD, adopting Findings of Fact 1 through 4 to support the motion.**

#### **ORDINANCE NO. 2002-17**

**AN ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, APPROVING A MAJOR MODIFICATION TO MARRIOTT AT SAWGRASS RESORT HOTEL/PLAYERS CLUB PLANNED UNIT DEVELOPMENT (PUD) ORDINANCE NUMBER 75-15, AS AMENDED, MAKING FINDINGS OF FACT; REQUIRING RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE**

(03/12/02 - 10 - 2:27 p.m.)

8. DISCUSSION OF THE BOARD OF COUNTY COMMISSIONERS CONSENT AGENDA ITEMS

Jacalone explained why he asked for this to be placed on the agenda. He recommended that when consent items are pulled, they would be placed at the beginning of the regular meeting, if possible, before item #1. Discussion followed on what Jacalone recommended, and Staff having advance notice if items are going to be pulled so they can be prepared for the pulled items. Adams explained how the items are handled before they even go on the Consent Agenda.

(03/12/02 - 10 - 2:42 p.m.)

8a. DISCUSSION ON PVZAB BOARD MEMBER TERMS (Memo from Harry Graham dated 03/08/02)

Patsy Heiss, Assistant to the Administrator, reviewed background on this item. Kohnke suggested passing a resolution accepting the dates and reappointment dates that Danielle Mayoros had set up, which is Harry Graham's recommendation. If the Board

agreed, she would ask the County Attorney to set up a resolution to accept the rotation dates done by Mayoros. *Jacalone stated that the Board was directing the attorneys to draft a resolution to incorporate that schedule.* Hunt responded.

(03/12/02 - 11 - 2:49 p.m.)

#### 8b. CONSIDERATION OF SPECIAL CIRCUMSTANCE TO ATTENDANCE POLICY

Heiss distributed back up information and spoke on Cathy Brown's third absence from the PZA Meetings. She stated that special circumstances applied. **Motion by Kohnke, seconded by Reardon, carried 5/0, to allow Cathy Brown to remain on the Planning and Zoning Agency in that she has demonstrated good cause and exceptional circumstances for her three consecutive absences.**

(03/12/02 - 11 - 2:51 p.m.)

#### COMMISSIONERS' REPORTS

##### Commissioner Kohnke:

Kohnke distributed handouts regarding the northwest sector of St. Johns County Development Project List.

(2:53 p.m.)

##### Commissioner Reardon:

Reardon spoke on the Girl Scouts leaving a box of cookies for each Commissioner.

Reardon commended Adams and Chris Benjamin for coordinating the River clean up for this weekend.

Reardon voiced his concern on an issue that was brought to his attention concerning proposed major accidents happening in front of the new Target Store. Even though it is a City issue, he just wanted to voice his concern.

Reardon questioned when Hunt would get a name plate.

(2:55 p.m.)

##### Commissioner Bryant:

No report.

(2:56 p.m.)

##### Commissioner Meiszer:

Meiszer stated that he was contacted by the sponsors of the Easter egg hunt in Lincolnvile on books they had stored at NAAAM and on not being able to get them out of the building for the Easter egg hunt in which the books are given to the children who find the most eggs. Adams stated that Floyd was approached about getting the books out of the building and he denied it. John Schwab spoke on the issue.

(3:00 p.m.)

##### Commissioner Jacalone:

Jacalone mentioned receiving a letter from the Department of Community Affairs awarding money from a Presidential Disaster Declaration and this County is eligible for some of those funds. He distributed handouts on the same.

Jacalone spoke on BFI and Seaboard presenting offers to extend existing contracts and questioned Adams if he foreseen putting on the agenda a proposal from either or both haulers to extend their contract. Adams wrote letters to them but had not had actual responses yet. Schwab responded. Jacalone mentioned that if they want to come before the Board with their request, to give the Board as much information as they can on what they are requesting.

Jacalone spoke on not telling anyone when to make a motion on an item, but wait until everyone has presented everything before doing the motion.

(03/12/02 - 12 - 3:12 p.m.)  
COUNTY ADMINISTRATOR'S REPORT

Adams spoke on issues needing to be discussed on the One Cent Sales Tax and suggested placing it on the April 9th Agenda for discussion.

(03/12/02 - 12 - 3:13 p.m.)  
COUNTY ATTORNEY'S REPORT

No report.

(03/12/02 - 12 - 3:13 p.m.)  
CLERK OF COURT'S REPORT

No report.

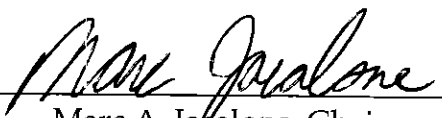
**Motion by Reardon, seconded by Jacalone, carried 5/0, to adjourn the meeting.** There being no further business to come before the Board, the meeting adjourned at 3:14 p.m.

REPORTS:


1. St. Johns County Board of County Commissioners Check Register No. 315930 through 315940 (03/01/02)
2. St. Johns County Board of County Commissioners Check Register No. 315941 through 316300 (03/05/02)
3. St. Johns County Board of County Commissioners Check Register No. 316301 through 316320 (03/07/02)

Approved \_\_\_\_\_ April 2 \_\_\_\_\_, 2002

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

By:   
Marc A. Jacalone, Chair

ATTEST: CHERYL STRICKLAND, CLERK

By:   
Deputy Clerk